

Calendar No. 517

107TH CONGRESS
2^D SESSION

H. R. 5120

IN THE SENATE OF THE UNITED STATES

JULY 25, 2002

Received; read twice and placed on the calendar

AN ACT

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 2003, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Treasury Department, the United States Postal Service,
6 the Executive Office of the President, and certain Inde-
7 pendent Agencies, for the fiscal year ending September 30,
8 2003, and for other purposes, namely:

9 TITLE I—DEPARTMENT OF THE TREASURY

10 DEPARTMENTAL OFFICES

11 SALARIES AND EXPENSES

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses of the Departmental Offices
14 including operation and maintenance of the Treasury
15 Building and Annex; hire of passenger motor vehicles;
16 maintenance, repairs, and improvements of, and purchase
17 of commercial insurance policies for, real properties leased
18 or owned overseas, when necessary for the performance
19 of official business; not to exceed \$3,500,000 for official
20 travel expenses; not to exceed \$3,813,000, to remain avail-
21 able until expended for information technology moderniza-
22 tion requirements; not to exceed \$150,000 for official re-
23 ception and representation expenses; not to exceed
24 \$258,000 for unforeseen emergencies of a confidential na-
25 ture, to be allocated and expended under the direction of

1 the Secretary of the Treasury and to be accounted for
2 solely on his certificate, \$187,241,000: *Provided*, That of
3 these amounts \$2,900,000 is available for grants to State
4 and local law enforcement groups to help fight money
5 laundering: *Provided further*, That of these amounts,
6 \$5,893,000 shall be for the Treasury-wide Financial
7 Statement Audit Program, of which such amounts as may
8 be necessary may be transferred to accounts of the De-
9 partment's offices and bureaus to conduct audits: *Pro-*
10 *vided further*, That this transfer authority shall be in addi-
11 tion to any other provided in this Act.

12 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

13 INVESTMENTS PROGRAMS

14 (INCLUDING TRANSFER OF FUNDS)

15 For development and acquisition of automatic data
16 processing equipment, software, and services for the De-
17 partment of the Treasury, \$68,828,000, to remain avail-
18 able until expended: *Provided*, That these funds shall be
19 transferred to accounts and in amounts as necessary to
20 satisfy the requirements of the Department's offices, bu-
21 reaus, and other organizations: *Provided further*, That this
22 transfer authority shall be in addition to any other trans-
23 fer authority provided in this Act.

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General in carrying out the provisions of the Inspector
5 General Act of 1978, not to exceed \$2,000,000 for official
6 travel expenses, including hire of passenger motor vehicles;
7 and not to exceed \$100,000 for unforeseen emergencies
8 of a confidential nature, to be allocated and expended
9 under the direction of the Inspector General of the Treas-
10 ury, \$35,424,000.

11 INSPECTOR GENERAL FOR TAX ADMINISTRATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Treasury Inspector
14 General for Tax Administration in carrying out the In-
15 spector General Act of 1978, including purchase (not to
16 exceed 150 for replacement only for police-type use) and
17 hire of passenger motor vehicles (31 U.S.C. 1343(b));
18 services authorized by 5 U.S.C. 3109, at such rates as
19 may be determined by the Inspector General for Tax Ad-
20 ministration; not to exceed \$6,000,000 for official travel
21 expenses; and not to exceed \$500,000 for unforeseen
22 emergencies of a confidential nature, to be allocated and
23 expended under the direction of the Inspector General for
24 Tax Administration, \$123,962,000.

1 AIR TRANSPORTATION STABILIZATION PROGRAM
2 ACCOUNT

3 For necessary expenses to administer the Air Trans-
4 portation Stabilization Board established by section 102
5 of the Air Transportation Safety and System Stabilization
6 Act (Public Law 107-42), \$6,041,000, to remain available
7 until expended.

8 TREASURY BUILDING AND ANNEX REPAIR AND
9 RESTORATION

10 For the repair, alteration, and improvement of the
11 Treasury Building and Annex, \$32,932,000, to remain
12 available until expended.

13 EXPANDED ACCESS TO FINANCIAL SERVICES
14 (INCLUDING TRANSFER OF FUNDS)

15 To develop and implement programs to expand access
16 to financial services for low- and moderate-income individ-
17 uals, \$4,000,000, such funds to become available upon au-
18 thorization of this program as provided by law and to re-
19 main available until expended: *Provided*, That of these
20 funds, such sums as may be necessary may be transferred
21 to accounts of the Department's offices, bureaus, and
22 other organizations: *Provided further*, That this transfer
23 authority shall be in addition to any other transfer author-
24 ity provided in this Act: *Provided further*, That none of
25 the funds shall be used to provide real property, auto-

1 mated teller machines or any other equipment for use by
2 any financial institution: *Provided further*, That none of
3 the funds shall be used to support any program or activity
4 that incurs costs in excess of \$100 for each participant
5 who is expected to establish an account: *Provided further*,
6 That none of the funds shall be used for any program or
7 activity that does not provide at least \$0.50 in non-Fed-
8 eral matching funds for each \$1.00 received from the Ex-
9 panded Access to Financial Services account.

10 COUNTERTERRORISM FUND

11 For necessary expenses, as determined by the Sec-
12 retary, \$33,000,000, to remain available until expended,
13 to reimburse any Department of the Treasury organiza-
14 tion for the costs of providing support to counter, inves-
15 tigate, or prosecute unexpected threats or acts of ter-
16 rorism, including payment of rewards in connection with
17 these activities: *Provided*, That any Federal agency may
18 be reimbursed for costs of responding to the United States
19 Secret Service's request to provide security at National
20 Special Security Events: *Provided further*, That any
21 amount provided under this heading shall be available only
22 after notice of its proposed use has been transmitted to
23 the Committees on Appropriations in accordance with
24 guidelines for reprogramming and transfer of funds and

1 such amount has been apportioned pursuant to 31 U.S.C.
2 1513.

3 FINANCIAL CRIMES ENFORCEMENT NETWORK

4 SALARIES AND EXPENSES

5 For necessary expenses of the Financial Crimes En-
6 forcement Network, including hire of passenger motor ve-
7 hicles; travel expenses of non-Federal law enforcement
8 personnel to attend meetings concerned with financial in-
9 telligence activities, law enforcement, and financial regula-
10 tion; not to exceed \$14,000 for official reception and rep-
11 resentation expenses; and for assistance to Federal law en-
12 forcement agencies, with or without reimbursement,
13 \$51,444,000, of which not to exceed \$3,400,000 shall re-
14 main available until September 30, 2005; and of which
15 \$8,338,000 shall remain available until September 30,
16 2004: *Provided*, That funds appropriated in this account
17 may be used to procure personal services contracts.

18 FEDERAL LAW ENFORCEMENT TRAINING

19 CENTER

20 SALARIES AND EXPENSES

21 For necessary expenses of the Federal Law Enforce-
22 ment Training Center, as a bureau of the Department of
23 the Treasury, including materials and support costs of
24 Federal law enforcement basic training; purchase (not to
25 exceed 52 for police-type use, without regard to the gen-

1 eral purchase price limitation) and hire of passenger
2 motor vehicles; for expenses for student athletic and re-
3 lated activities; uniforms without regard to the general
4 purchase price limitation for the current fiscal year; the
5 conducting of and participating in firearms matches and
6 presentation of awards; for public awareness and enhanc-
7 ing community support of law enforcement training; not
8 to exceed \$11,500 for official reception and representation
9 expenses; room and board for student interns; and services
10 as authorized by 5 U.S.C. 3109, \$152,951,000, of which
11 \$650,000 shall be available for an interagency effort to
12 establish written standards on accreditation of Federal law
13 enforcement training; and of which up to \$24,266,000 for
14 materials and support costs of Federal law enforcement
15 basic training shall remain available until September 30,
16 2005, and of which up to 20 percent of the \$24,266,000
17 also shall be available for travel, room and board costs
18 for participating agency basic training during the first
19 quarter of a fiscal year, subject to full reimbursement by
20 the benefitting agency: *Provided*, That the Center is au-
21 thorized to accept and use gifts of property, both real and
22 personal, and to accept services, for authorized purposes,
23 including funding of a gift of intrinsic value which shall
24 be awarded annually by the Director of the Center to the
25 outstanding student who graduated from a basic training

1 program at the Center during the previous fiscal year,
2 which shall be funded only by gifts received through the
3 Center's gift authority: *Provided further*, That the Center
4 is authorized to accept detailees from other Federal agen-
5 cies, on a non-reimbursable basis, to staff the accredita-
6 tion function: *Provided further*, That notwithstanding any
7 other provision of law, students attending training at any
8 Center site shall reside in on-Center or Center-provided
9 housing, insofar as available and in accordance with Cen-
10 ter policy: *Provided further*, That funds appropriated in
11 this account shall be available, at the discretion of the Di-
12 rector, for the following: training United States Postal
13 Service law enforcement personnel and Postal police offi-
14 cers; State and local government law enforcement training
15 on a space-available basis; training of foreign law enforce-
16 ment officials on a space-available basis with reimburse-
17 ment of actual costs to this appropriation, except that re-
18 imbursement may be waived by the Secretary for law en-
19 forcement training activities in foreign countries under-
20 taken pursuant to section 801 of the Antiterrorism and
21 Effective Death Penalty Act of 1996 (Public Law 104-
22 32); training of private sector security officials on a space-
23 available basis with reimbursement of actual costs to this
24 appropriation; and travel expenses of non-Federal per-
25 sonnel to attend course development meetings and training

1 sponsored by the Center: *Provided further*, That the Cen-
2 ter is authorized to obligate funds in anticipation of reim-
3 bursements from agencies receiving training sponsored by
4 the Center, except that total obligations at the end of the
5 fiscal year shall not exceed total budgetary resources avail-
6 able at the end of the fiscal year: *Provided further*, That
7 the Center is authorized to provide training for the Gang
8 Resistance Education and Training program to Federal
9 and non-Federal personnel at any facility in partnership
10 with the Bureau of Alcohol, Tobacco and Firearms: *Pro-*
11 *vided further*, That the Center is authorized to provide
12 short-term medical services for students undergoing train-
13 ing at the Center.

14 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
15 RELATED EXPENSES

16 For expansion of the Federal Law Enforcement
17 Training Center, for acquisition of necessary additional
18 real property and facilities, and for ongoing maintenance,
19 facility improvements, and related expenses, \$31,800,000,
20 to remain available until expended.

21 INTERAGENCY LAW ENFORCEMENT

22 INTERAGENCY CRIME AND DRUG ENFORCEMENT

23 For expenses necessary to conduct investigations and
24 convict offenders involved in organized crime drug traf-
25 ficking, including cooperative efforts with State and local

1 law enforcement, as it relates to the Treasury Department
2 law enforcement violations such as money laundering, vio-
3 lent crime, and smuggling, \$110,594,000.

4 FINANCIAL MANAGEMENT SERVICE

5 SALARIES AND EXPENSES

6 For necessary expenses of the Financial Management
7 Service, \$220,664,000, of which not to exceed \$9,220,000
8 shall remain available until September 30, 2005, for infor-
9 mation systems modernization initiatives; and of which not
10 to exceed \$2,500 shall be available for official reception
11 and representation expenses.

12 BUREAU OF ALCOHOL, TOBACCO AND

13 FIREARMS

14 SALARIES AND EXPENSES

15 For necessary expenses of the Bureau of Alcohol, To-
16 bacco and Firearms, including purchase of not to exceed
17 822 vehicles for police-type use, of which 650 shall be for
18 replacement only, and hire of passenger motor vehicles;
19 hire of aircraft; services of expert witnesses at such rates
20 as may be determined by the Director; for payment of per
21 diem and/or subsistence allowances to employees where a
22 major investigative assignment requires an employee to
23 work 16 hours or more per day or to remain overnight
24 at his or her post of duty; not to exceed \$20,000 for offi-
25 cial reception and representation expenses; for training of

1 State and local law enforcement agencies with or without
2 reimbursement, including training in connection with the
3 training and acquisition of canines for explosives and fire
4 accelerants detection; not to exceed \$50,000 for coopera-
5 tive research and development programs for Laboratory
6 Services and Fire Research Center activities; and provi-
7 sion of laboratory assistance to State and local agencies,
8 with or without reimbursement, \$891,034,000; of which
9 not to exceed \$1,000,000 shall be available for the pay-
10 ment of attorneys' fees as provided by 18 U.S.C.
11 924(d)(2); of which up to \$2,000,000 shall be available
12 for the equipping of any vessel, vehicle, equipment, or air-
13 craft available for official use by a State or local law en-
14 forcement agency if the conveyance will be used in joint
15 law enforcement operations with the Bureau of Alcohol,
16 Tobacco and Firearms and for the payment of overtime
17 salaries including Social Security and Medicare, travel,
18 fuel, training, equipment, supplies, and other similar costs
19 of State and local law enforcement personnel, including
20 sworn officers and support personnel, that are incurred
21 in joint operations with the Bureau of Alcohol, Tobacco
22 and Firearms; of which \$13,000,000, to remain available
23 until expended, shall be available for disbursements
24 through grants, cooperative agreements or contracts to
25 local governments for Gang Resistance Education and

1 Training; and of which \$3,200,000 for new headquarters
2 shall remain available until September 30, 2004: *Provided*,
3 That no funds made available by this or any other Act
4 may be used to transfer the functions, missions, or activi-
5 ties of the Bureau of Alcohol, Tobacco and Firearms to
6 other agencies or Departments in fiscal year 2003: *Pro-*
7 *vided further*, That no funds appropriated herein shall be
8 available for salaries or administrative expenses in connec-
9 tion with consolidating or centralizing, within the Depart-
10 ment of the Treasury, the records, or any portion thereof,
11 of acquisition and disposition of firearms maintained by
12 Federal firearms licensees: *Provided further*, That no
13 funds appropriated herein shall be used to pay administra-
14 tive expenses or the compensation of any officer or em-
15 ployee of the United States to implement an amendment
16 or amendments to 27 CFR 178.118 or to change the defi-
17 nition of “Curios or relics” in 27 CFR 178.11 or remove
18 any item from ATF Publication 5300.11 as it existed on
19 January 1, 1994: *Provided further*, That none of the funds
20 appropriated herein shall be available to investigate or act
21 upon applications for relief from Federal firearms disabil-
22 ities under 18 U.S.C. 925(c): *Provided further*, That such
23 funds shall be available to investigate and act upon appli-
24 cations filed by corporations for relief from Federal fire-
25 arms disabilities under 18 U.S.C. 925(c): *Provided further*,

1 That no funds under this Act may be used to electronically
2 retrieve information gathered pursuant to 18 U.S.C.
3 923(g)(4) by name or any personal identification code.

4 UNITED STATES CUSTOMS SERVICE

5 SALARIES AND EXPENSES

6 For necessary expenses of the United States Customs
7 Service, including purchase and lease of up to 1,535 motor
8 vehicles, of which 550 are for replacement only and of
9 which 1,500 are for police-type use and commercial oper-
10 ations; hire of motor vehicles; contracting with individuals
11 for personal services abroad; not to exceed \$40,000 for
12 official reception and representation expenses; and awards
13 of compensation to informers, as authorized by any Act
14 enforced by the United States Customs Service,
15 \$2,496,165,000 (increased by \$700,000), of which such
16 sums as become available in the Customs User Fee Ac-
17 count, except sums subject to section 13031(f)(3) of the
18 Consolidated Omnibus Budget Reconciliation Act of 1985
19 (19 U.S.C. 58c(f)(3)), shall be derived from that Account;
20 of the total, not to exceed \$150,000 shall be available for
21 payment for rental space in connection with preclearance
22 operations; not to exceed \$4,000,000 shall be available
23 until expended for research; not less than \$100,000 shall
24 be available to promote public awareness of the child por-
25 nography tipline; not to exceed \$5,000,000 shall be avail-

1 able until expended for conducting special operations pur-
2 suant to 19 U.S.C. 2081; not to exceed \$8,000,000 shall
3 be available until expended for the procurement of auto-
4 mation infrastructure items, including hardware, software,
5 and installation; and not to exceed \$5,000,000 shall be
6 available until expended for repairs to Customs facilities:
7 *Provided*, That uniforms may be purchased without regard
8 to the general purchase price limitation for the current
9 fiscal year: *Provided further*, That notwithstanding any
10 other provision of law, the fiscal year aggregate overtime
11 limitation prescribed in subsection 5(c)(1) of the Act of
12 February 13, 1911 (19 U.S.C. 261 and 267) shall be
13 \$30,000.

14 HARBOR MAINTENANCE FEE COLLECTION

15 (INCLUDING TRANSFER OF FUNDS)

16 For administrative expenses related to the collection
17 of the Harbor Maintenance Fee, pursuant to Public Law
18 103–182, \$3,000,000, to be derived from the Harbor
19 Maintenance Trust Fund and to be transferred to and
20 merged with the Customs “Salaries and Expenses” ac-
21 count for such purposes.

22 OPERATION, MAINTENANCE AND PROCUREMENT, AIR
23 AND MARINE INTERDICTION PROGRAMS

24 For expenses, not otherwise provided for, necessary
25 for the operation and maintenance of marine vessels, air-

1 craft, and other related equipment of the Air and Marine
2 Programs, including operational training and mission-re-
3 lated travel, and rental payments for facilities occupied by
4 the air or marine interdiction and demand reduction pro-
5 grams, the operations of which include the following: the
6 interdiction of narcotics and other goods; the provision of
7 support to Customs and other Federal, State, and local
8 agencies in the enforcement or administration of laws en-
9 forced by the Customs Service; and, at the discretion of
10 the Commissioner of Customs, the provision of assistance
11 to Federal, State, and local agencies in other law enforce-
12 ment and emergency humanitarian efforts, \$190,000,000,
13 which shall remain available until expended: *Provided*,
14 That no aircraft or other related equipment, with the ex-
15 ception of aircraft which is one of a kind and has been
16 identified as excess to Customs requirements and aircraft
17 which has been damaged beyond repair, shall be trans-
18 ferred to any other Federal agency, department, or office
19 outside of the Department of the Treasury, during fiscal
20 year 2003 without the prior approval of the Committees
21 on Appropriations.

22 AUTOMATION MODERNIZATION

23 For expenses not otherwise provided for Customs
24 automated systems, \$439,332,000, to remain available
25 until expended, of which not less than \$316,900,000 shall

1 be for the development of the Automated Commercial En-
2 vironment: *Provided*, That none of the funds appropriated
3 under this heading may be obligated for the Automated
4 Commercial Environment until the United States Customs
5 Service prepares and submits to the Committees on Ap-
6 propriations a plan for expenditure that: (1) meets the
7 capital planning and investment control review require-
8 ments established by the Office of Management and Budg-
9 et, including OMB Circular A-11, part 3; (2) complies
10 with the United States Customs Service's Enterprise In-
11 formation Systems Architecture; (3) complies with the ac-
12 quisition rules, requirements, guidelines, and systems ac-
13 quisition management practices of the Federal Govern-
14 ment; (4) is reviewed and approved by the Customs Invest-
15 ment Review Board, the Department of the Treasury, and
16 the Office of Management and Budget; and (5) is reviewed
17 by the General Accounting Office: *Provided further*, That
18 none of the funds appropriated under this heading may
19 be obligated for the Automated Commercial Environment
20 until such expenditure plan has been approved by the
21 Committees on Appropriations.

22 UNITED STATES MINT

23 UNITED STATES MINT PUBLIC ENTERPRISE FUND

24 Pursuant to section 5136 of title 31, United States
25 Code, the United States Mint is provided funding through

1 the United States Mint Public Enterprise Fund for costs
2 associated with the production of circulating coins, numis-
3 matic coins, and protective services, including both oper-
4 ating expenses and capital investments. The aggregate
5 amount of new liabilities and obligations incurred during
6 fiscal year 2003 under such section 5136 for circulating
7 coinage and protective service capital investments of the
8 United States Mint shall not exceed \$34,900,000.

9 BUREAU OF THE PUBLIC DEBT

10 ADMINISTERING THE PUBLIC DEBT

11 For necessary expenses connected with any public-
12 debt issues of the United States, \$173,073,000, of which
13 not to exceed \$2,500 shall be available for official recep-
14 tion and representation expenses, and of which not to ex-
15 ceed \$2,000,000 shall remain available until expended for
16 systems modernization: *Provided*, That the sum appro-
17 priated herein from the General Fund for fiscal year 2003
18 shall be reduced by not more than \$4,400,000 as definitive
19 security issue fees and Treasury Direct Investor Account
20 Maintenance fees are collected, so as to result in a final
21 fiscal year 2003 appropriation from the General Fund es-
22 timated at \$168,673,000. In addition, \$40,000, to be de-
23 rived from the Oil Spill Liability Trust Fund to reimburse
24 the Bureau for administrative and personnel expenses for

1 financial management of the Fund, as authorized by sec-
2 tion 1012 of Public Law 101–380.

3 INTERNAL REVENUE SERVICE

4 PROCESSING, ASSISTANCE, AND MANAGEMENT

5 For necessary expenses of the Internal Revenue Serv-
6 ice for pre-filing taxpayer assistance and education, filing
7 and account services, shared services support, general
8 management and administration; and services as author-
9 ized by 5 U.S.C. 3109, at such rates as may be determined
10 by the Commissioner, \$3,955,777,000 (reduced by
11 \$700,000), of which up to \$3,950,000 shall be for the Tax
12 Counseling for the Elderly Program, of which \$9,000,000
13 shall be available for low-income taxpayer clinic grants,
14 and of which not to exceed \$25,000 shall be for official
15 reception and representation expenses.

16 TAX LAW ENFORCEMENT

17 For necessary expenses of the Internal Revenue Serv-
18 ice for determining and establishing tax liabilities; pro-
19 viding litigation support; conducting criminal investigation
20 and enforcement activities; securing unfiled tax returns;
21 collecting unpaid accounts; conducting a document match-
22 ing program; resolving taxpayer problems through prompt
23 identification, referral and settlement; compiling statistics
24 of income and conducting compliance research; purchase
25 (for police-type use, not to exceed 850) and hire of pas-

1 senger motor vehicles (31 U.S.C. 1343(b)); and services
2 as authorized by 5 U.S.C. 3109, at such rates as may be
3 determined by the Commissioner, \$3,729,072,000 of
4 which not to exceed \$1,000,000 shall remain available
5 until September 30, 2005, for research.

6 EARNED INCOME TAX CREDIT COMPLIANCE INITIATIVE

7 For funding essential earned income tax credit com-
8 pliance and error reduction initiatives, \$146,000,000, of
9 which not to exceed \$10,000,000 may be used to reim-
10 burse the Social Security Administration for the costs of
11 implementing section 1090 of the Taxpayer Relief Act of
12 1997.

13 INFORMATION SYSTEMS

14 For necessary expenses of the Internal Revenue Serv-
15 ice for information systems and telecommunications sup-
16 port, including developmental information systems and
17 operational information systems; the hire of passenger
18 motor vehicles (31 U.S.C. 1343(b)); and services as au-
19 thorized by 5 U.S.C. 3109, at such rates as may be deter-
20 mined by the Commissioner, \$1,632,444,000, which shall
21 remain available until September 30, 2004.

22 BUSINESS SYSTEMS MODERNIZATION

23 For necessary expenses of the Internal Revenue Serv-
24 ice, \$436,000,000, to remain available until September 30,
25 2005, for the capital asset acquisition of information tech-

1 nology systems, including management and related con-
2 tractual costs of said acquisitions, including contractual
3 costs associated with operations authorized by 5 U.S.C.
4 3109: *Provided*, That none of these funds may be obli-
5 gated until the Internal Revenue Service submits to the
6 Committees on Appropriations, and such Committees ap-
7 prove, a plan for expenditure that: (1) meets the capital
8 planning and investment control review requirements es-
9 tablished by the Office of Management and Budget, in-
10 cluding Circular A–11 part 3; (2) complies with the Inter-
11 nal Revenue Service’s enterprise architecture, including
12 the modernization blueprint; (3) conforms with the Inter-
13 nal Revenue Service’s enterprise life cycle methodology;
14 (4) is approved by the Internal Revenue Service, the De-
15 partment of the Treasury, and the Office of Management
16 and Budget; (5) has been reviewed by the General Ac-
17 counting Office; and (6) complies with the acquisition
18 rules, requirements, guidelines, and systems acquisition
19 management practices of the Federal Government.

20 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

21 SERVICE

22 SEC. 101. Not to exceed 5 percent of any appropria-
23 tion made available in this Act to the Internal Revenue
24 Service may be transferred to any other Internal Revenue

1 Service appropriation upon the advance approval of the
2 Committees on Appropriations.

3 SEC. 102. The Internal Revenue Service shall main-
4 tain a training program to ensure that Internal Revenue
5 Service employees are trained in taxpayers' rights, in deal-
6 ing courteously with the taxpayers, and in cross-cultural
7 relations.

8 SEC. 103. The Internal Revenue Service shall insti-
9 tute and enforce policies and procedures that will safe-
10 guard the confidentiality of taxpayer information.

11 SEC. 104. Funds made available by this or any other
12 Act to the Internal Revenue Service shall be available for
13 improved facilities and increased manpower to provide suf-
14 ficient and effective 1-800 help line service for taxpayers.
15 The Commissioner shall continue to make the improve-
16 ment of the Internal Revenue Service 1-800 help line serv-
17 ice a priority and allocate resources necessary to increase
18 phone lines and staff to improve the Internal Revenue
19 Service 1-800 help line service.

20 UNITED STATES SECRET SERVICE

21 SALARIES AND EXPENSES

22 For necessary expenses of the United States Secret
23 Service, including purchase of not to exceed 610 vehicles
24 for police-type use for replacement only, and hire of pas-
25 senger motor vehicles; purchase of American-made side-

1 car compatible motorcycles; hire of aircraft; services of ex-
2 pert witnesses at such rates as may be determined by the
3 Director; rental of buildings in the District of Columbia,
4 and fencing, lighting, guard booths, and other facilities on
5 private or other property not in Government ownership or
6 control, as may be necessary to perform protective func-
7 tions; for payment of per diem and/or subsistence allow-
8 ances to employees where a protective assignment during
9 the actual day or days of the visit of a protectee require
10 an employee to work 16 hours per day or to remain over-
11 night at his or her post of duty; the conducting of and
12 participating in firearms matches; presentation of awards;
13 for travel of Secret Service employees on protective mis-
14 sions without regard to the limitations on such expendi-
15 tures in this or any other Act if approval is obtained in
16 advance from the Committees on Appropriations; for re-
17 search and development; for making grants to conduct be-
18 havioral research in support of protective research and op-
19 erations; not to exceed \$25,000 for official reception and
20 representation expenses; not to exceed \$100,000 to pro-
21 vide technical assistance and equipment to foreign law en-
22 forcement organizations in counterfeit investigations; for
23 payment in advance for commercial accommodations as
24 may be necessary to perform protective functions; and for
25 uniforms without regard to the general purchase price lim-

1 itation for the current fiscal year, \$1,017,892,000, of
2 which \$1,633,000 shall be available for forensic and re-
3 lated support of investigations of missing and exploited
4 children, and of which \$4,000,000 shall be available as
5 a grant for activities related to the investigations of ex-
6 ploited children and shall remain available until expended:
7 *Provided*, That up to \$18,000,000 provided for protective
8 travel shall remain available until September 30, 2004;
9 *Provided further*, That funds appropriated in this account
10 shall be available, at the discretion of the Director, for
11 the following: training United States Postal Service law
12 enforcement personnel and Postal police officers, training
13 Federal law enforcement officers, training State and local
14 government law enforcement officers on a space-available
15 basis with or without reimbursement of actual costs to this
16 appropriation, training private sector security officials on
17 a space-available basis with reimbursement of actual costs
18 to this appropriation, and training foreign law enforce-
19 ment officers on a space-available basis with reimburse-
20 ment of actual costs to this appropriation: *Provided fur-*
21 *ther*, That the United States Secret Service is authorized
22 to obligate funds in anticipation of reimbursements from
23 agencies and entities receiving training sponsored by the
24 James J. Rowley Training Center, except that total obliga-
25 tions at the end of the fiscal year shall not exceed total

1 budgetary resources available at the end of the fiscal year:
2 *Provided further*, That the James J. Rowley Training Cen-
3 ter is authorized to provide short-term medical services for
4 students undergoing training at the Center.

5 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
6 RELATED EXPENSES

7 For necessary expenses of construction, repair, alter-
8 ation, and improvement of facilities, \$3,519,000, to re-
9 main available until expended.

10 GENERAL PROVISIONS—DEPARTMENT OF THE
11 TREASURY

12 SEC. 110. Any obligation or expenditure by the Sec-
13 retary of the Treasury in connection with law enforcement
14 activities of a Federal agency or a Department of the
15 Treasury law enforcement organization in accordance with
16 31 U.S.C. 9703(g)(4)(B) from unobligated balances re-
17 maining in the Fund on September 30, 2003, shall be
18 made in compliance with reprogramming guidelines.

19 SEC. 111. Appropriations to the Department of the
20 Treasury in this Act shall be available for uniforms or al-
21 lowances therefor, as authorized by law (5 U.S.C. 5901),
22 including maintenance, repairs, and cleaning; purchase of
23 insurance for official motor vehicles operated in foreign
24 countries; purchase of motor vehicles without regard to the
25 general purchase price limitations for vehicles purchased

1 and used overseas for the current fiscal year; entering into
2 contracts with the Department of State for the furnishing
3 of health and medical services to employees and their de-
4 pendants serving in foreign countries; and services author-
5 ized by 5 U.S.C. 3109.

6 SEC. 112. The funds provided to the Bureau of Alco-
7 hol, Tobacco and Firearms for fiscal year 2003 in this
8 Act for the enforcement of the Federal Alcohol Adminis-
9 tration Act shall be expended in a manner so as not to
10 diminish enforcement efforts with respect to section 105
11 of the Federal Alcohol Administration Act.

12 SEC. 113. Not to exceed 2 percent of any appropria-
13 tions in this Act made available to the Federal Law En-
14 forcement Training Center, Financial Crimes Enforce-
15 ment Network, Bureau of Alcohol, Tobacco and Firearms,
16 United States Customs Service, Interagency Crime and
17 Drug Enforcement, and United States Secret Service may
18 be transferred between such appropriations upon the ad-
19 vance approval of the Committees on Appropriations. No
20 transfer may increase or decrease any such appropriation
21 by more than 2 percent.

22 SEC. 114. Not to exceed 2 percent of any appropria-
23 tions in this Act made available to the Departmental Of-
24 fice—Salaries and Expenses, Office of Inspector General,
25 Treasury Inspector General for Tax Administration, Fi-

1 nancial Management Service, and Bureau of the Public
2 Debt, may be transferred between such appropriations
3 upon the advance approval of the Committees on Appro-
4 priations. No transfer may increase or decrease any such
5 appropriation by more than 2 percent.

6 SEC. 115. Not to exceed 2 percent of any appropri-
7 ation made available in this Act to the Internal Revenue
8 Service may be transferred to the Treasury Inspector Gen-
9 eral for Tax Administration's appropriation upon the ad-
10 vance approval of the Committees on Appropriations. No
11 transfer may increase or decrease any such appropriation
12 by more than 2 percent.

13 SEC. 116. Of the funds available for the purchase of
14 law enforcement vehicles, no funds may be obligated until
15 the Secretary of the Treasury certifies that the purchase
16 by the respective Treasury bureau is consistent with De-
17 partmental vehicle management principles: *Provided*, That
18 the Secretary may delegate this authority to the Assistant
19 Secretary for Management.

20 SEC. 117. None of the funds appropriated in this Act
21 or otherwise available to the Department of the Treasury
22 or the Bureau of Engraving and Printing may be used
23 to redesign the \$1 Federal Reserve note.

24 SEC. 118. The Secretary of the Treasury may trans-
25 fer funds from "Salaries and Expenses", Financial Man-

1 agement Service, to the Debt Services Account as nec-
2 essary to cover the costs of debt collection: *Provided*, That
3 such amounts shall be reimbursed to such Salaries and
4 Expenses account from debt collections received in the
5 Debt Services Account.

6 SEC. 119. Section 122(g)(1) of Public Law 105–119
7 (5 U.S.C. 3104 note), is further amended by striking “4
8 years” and inserting “5 years”.

9 SEC. 120. None of the funds appropriated or other-
10 wise made available by this or any other Act may be used
11 by the United States Mint to construct or operate any mu-
12 seum without the explicit approval of the House Com-
13 mittee on Financial Services and the Senate Committee
14 on Banking, Housing, and Urban Affairs.

15 SEC. 121. None of the funds appropriated or made
16 available by this Act may be used for the production of
17 Customs Declarations that do not inquire whether the pas-
18 senger had been in the proximity of livestock.

19 SEC. 122. The Federal Law Enforcement Training
20 Center is directed to establish an accrediting body that
21 will include representatives from the Federal law enforce-
22 ment community, as well as non-Federal accreditation ex-
23 perts involved in law enforcement training. The purpose
24 of this body will be to establish standards for measuring

1 and assessing the quality and effectiveness of Federal law
2 enforcement training programs, facilities, and instructors.

3 This title may be cited as the “Treasury Department
4 Appropriations Act, 2003”.

5 TITLE II—POSTAL SERVICE

6 PAYMENT TO THE POSTAL SERVICE FUND

7 For payment to the Postal Service Fund for revenue
8 forgone on free and reduced rate mail, pursuant to sub-
9 sections (c) and (d) of section 2401 of title 39, United
10 States Code, \$60,014,000, of which \$31,014,000 shall not
11 be available for obligation until October 1, 2003: *Provided*,
12 That mail for overseas voting and mail for the blind shall
13 continue to be free: *Provided further*, That 6-day delivery
14 and rural delivery of mail shall continue at not less than
15 the 1983 level: *Provided further*, That none of the funds
16 made available to the Postal Service by this Act shall be
17 used to implement any rule, regulation, or policy of charg-
18 ing any officer or employee of any State or local child sup-
19 port enforcement agency, or any individual participating
20 in a State or local program of child support enforcement,
21 a fee for information requested or provided concerning an
22 address of a postal customer: *Provided further*, That none
23 of the funds provided in this Act shall be used to consoli-
24 date or close small rural and other small post offices in
25 fiscal year 2003.

1 This title may be cited as the “Postal Service Appro-
2 priations Act, 2003”.

3 TITLE III—EXECUTIVE OFFICE OF THE PRESI-
4 DENT AND FUNDS APPROPRIATED TO THE
5 PRESIDENT

6 COMPENSATION OF THE PRESIDENT AND THE
7 WHITE HOUSE OFFICE

8 COMPENSATION OF THE PRESIDENT

9 For compensation of the President, including an ex-
10 pense allowance at the rate of \$50,000 per annum as au-
11 thorized by 3 U.S.C. 102, \$450,000: *Provided*, That none
12 of the funds made available for official expenses shall be
13 expended for any other purpose and any unused amount
14 shall revert to the Treasury pursuant to section 1552 of
15 title 31, United States Code: *Provided further*, That none
16 of the funds made available for official expenses shall be
17 considered as taxable to the President.

18 SALARIES AND EXPENSES

19 For necessary expenses for the White House as au-
20 thorized by law, including not to exceed \$3,850,000 for
21 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;
22 subsistence expenses as authorized by 3 U.S.C. 105, which
23 shall be expended and accounted for as provided in that
24 section; hire of passenger motor vehicles, newspapers,
25 periodicals, teletype news service, and travel (not to exceed

1 \$100,000 to be expended and accounted for as provided
2 by 3 U.S.C. 103); and not to exceed \$19,000 for official
3 entertainment expenses, to be available for allocation with-
4 in the Executive Office of the President, \$50,715,000:
5 *Provided*, That \$8,650,000 of the funds appropriated shall
6 be available for reimbursements to the White House Com-
7 munications Agency.

8 OFFICE OF HOMELAND SECURITY

9 SALARIES AND EXPENSES

10 For necessary expenses of the Office of Homeland Se-
11 curity, pursuant to Executive Order No. 13288,
12 \$24,061,000: *Provided*, That the Office of Homeland Se-
13 curity shall submit a report identifying estimated obliga-
14 tions for each function assigned to this Office pursuant
15 to Executive Order No. 13288 to the House Committee
16 on Appropriations no later than November 1, 2002.

17 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

18 OPERATING EXPENSES

19 For the care, maintenance, repair and alteration, re-
20 furnishing, improvement, heating, and lighting, including
21 electric power and fixtures, of the Executive Residence at
22 the White House and official entertainment expenses of
23 the President, \$12,228,000, to be expended and accounted
24 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

1 REIMBURSABLE EXPENSES

2 For the reimbursable expenses of the Executive Resi-
3 dence at the White House, such sums as may be nec-
4 essary: *Provided*, That all reimbursable operating expenses
5 of the Executive Residence shall be made in accordance
6 with the provisions of this paragraph: *Provided further*,
7 That, notwithstanding any other provision of law, such
8 amount for reimbursable operating expenses shall be the
9 exclusive authority of the Executive Residence to incur ob-
10 ligations and to receive offsetting collections, for such ex-
11 penses: *Provided further*, That the Executive Residence
12 shall require each person sponsoring a reimbursable polit-
13 ical event to pay in advance an amount equal to the esti-
14 mated cost of the event, and all such advance payments
15 shall be credited to this account and remain available until
16 expended: *Provided further*, That the Executive Residence
17 shall require the national committee of the political party
18 of the President to maintain on deposit \$25,000, to be
19 separately accounted for and available for expenses relat-
20 ing to reimbursable political events sponsored by such
21 committee during such fiscal year: *Provided further*, That
22 the Executive Residence shall ensure that a written notice
23 of any amount owed for a reimbursable operating expense
24 under this paragraph is submitted to the person owing
25 such amount within 60 days after such expense is in-

1 curred, and that such amount is collected within 30 days
2 after the submission of such notice: *Provided further*, That
3 the Executive Residence shall charge interest and assess
4 penalties and other charges on any such amount that is
5 not reimbursed within such 30 days, in accordance with
6 the interest and penalty provisions applicable to an out-
7 standing debt on a United States Government claim under
8 section 3717 of title 31, United States Code: *Provided fur-*
9 *ther*, That each such amount that is reimbursed, and any
10 accompanying interest and charges, shall be deposited in
11 the Treasury as miscellaneous receipts: *Provided further*,
12 That the Executive Residence shall prepare and submit
13 to the Committees on Appropriations, by not later than
14 90 days after the end of the fiscal year covered by this
15 Act, a report setting forth the reimbursable operating ex-
16 penses of the Executive Residence during the preceding
17 fiscal year, including the total amount of such expenses,
18 the amount of such total that consists of reimbursable offi-
19 cial and ceremonial events, the amount of such total that
20 consists of reimbursable political events, and the portion
21 of each such amount that has been reimbursed as of the
22 date of the report: *Provided further*, That the Executive
23 Residence shall maintain a system for the tracking of ex-
24 penses related to reimbursable events within the Executive
25 Residence that includes a standard for the classification

1 of any such expense as political or nonpolitical: *Provided*
2 *further*, That no provision of this paragraph may be con-
3 strued to exempt the Executive Residence from any other
4 applicable requirement of subchapter I or II of chapter
5 37 of title 31, United States Code.

6 WHITE HOUSE REPAIR AND RESTORATION

7 For the repair, alteration, and improvement of the
8 Executive Residence at the White House, \$1,200,000, to
9 remain available until expended, for projects for required
10 maintenance, safety and health issues, and continued pre-
11 ventative maintenance.

12 SPECIAL ASSISTANCE TO THE PRESIDENT AND
13 THE OFFICIAL RESIDENCE OF THE VICE
14 PRESIDENT

15 SALARIES AND EXPENSES

16 For necessary expenses to enable the Vice President
17 to provide assistance to the President in connection with
18 specially assigned functions; services as authorized by 5
19 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
20 penses as authorized by 3 U.S.C. 106, which shall be ex-
21 pended and accounted for as provided in that section; and
22 hire of passenger motor vehicles, \$3,160,000.

1 OPERATING EXPENSES

2 (INCLUDING TRANSFER OF FUNDS)

3 For the care, operation, refurnishing, improvement,
4 heating and lighting, including electric power and fixtures,
5 of the official residence of the Vice President; the hire of
6 passenger motor vehicles; and not to exceed \$90,000 for
7 official entertainment expenses of the Vice President, to
8 be accounted for solely on his certificate, \$324,000: *Pro-*
9 *vided*, That advances or repayments or transfers from this
10 appropriation may be made to any department or agency
11 for expenses of carrying out such activities.

12 COUNCIL OF ECONOMIC ADVISERS

13 SALARIES AND EXPENSES

14 For necessary expenses of the Council of Economic
15 Advisors in carrying out its functions under the Employ-
16 ment Act of 1946 (15 U.S.C. 1021), \$3,763,000.

17 OFFICE OF POLICY DEVELOPMENT

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of Policy Devel-
20 opment, including services as authorized by 5 U.S.C. 3109
21 and 3 U.S.C. 107, \$3,251,000.

1 NATIONAL SECURITY COUNCIL

2 SALARIES AND EXPENSES

3 For necessary expenses of the National Security
4 Council, including services as authorized by 5 U.S.C.
5 3109, \$7,803,000.

6 OFFICE OF ADMINISTRATION

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Administra-
9 tion, including services as authorized by 5 U.S.C. 3109
10 and 3 U.S.C. 107, and hire of passenger motor vehicles,
11 \$92,681,000, of which \$17,495,000 shall remain available
12 until expended for the Capital Investment Plan for contin-
13 ued modernization of the information technology infra-
14 structure within the Executive Office of the President:
15 *Provided*, That the Executive Office of the President shall
16 submit a report to the House Committee on Appropria-
17 tions that includes a current description of: (1) the Enter-
18 prise Architecture, as defined in OMB Circular A-130 and
19 the Federal Chief Information Officers Council guidance;
20 (2) the Information Technology (IT) Human Capital Plan;
21 (3) the capital investment plan for implementing the En-
22 terprise Architecture; and (4) the IT capital planning and
23 investment control process: *Provided further*, That this re-
24 port shall be reviewed and approved by the Office of Man-

1 agement and Budget, and reviewed by the General Ac-
2 counting Office.

3 OFFICE OF MANAGEMENT AND BUDGET

4 SALARIES AND EXPENSES

5 For necessary expenses of the Office of Management
6 and Budget, including hire of passenger motor vehicles
7 and services as authorized by 5 U.S.C. 3109,
8 \$61,492,000, of which not to exceed \$5,000,000 shall be
9 available to carry out the provisions of chapter 35 of title
10 44, United States Code, and of which not to exceed \$3,000
11 shall be available for official representation expenses: *Pro-*
12 *vided*, That, as provided in 31 U.S.C. 1301(a), appropria-
13 tions shall be applied only to the objects for which appro-
14 priations were made except as otherwise provided by law:
15 *Provided further*, That none of the funds appropriated in
16 this Act for the Office of Management and Budget may
17 be used for the purpose of reviewing any agricultural mar-
18 keting orders or any activities or regulations under the
19 provisions of the Agricultural Marketing Agreement Act
20 of 1937 (7 U.S.C. 601 et seq.): *Provided further*, That
21 none of the funds made available for the Office of Manage-
22 ment and Budget by this Act may be expended for the
23 altering of the transcript of actual testimony of witnesses,
24 except for testimony of officials of the Office of Manage-
25 ment and Budget, before the Committees on Appropria-

1 tions or the Committees on Veterans' Affairs or their sub-
2 committees: *Provided further*, That the preceding shall not
3 apply to printed hearings released by the Committees on
4 Appropriations or the Committees on Veterans' Affairs:
5 *Provided further*, That none of the funds appropriated in
6 this Act may be available to pay the salary or expenses
7 of any employee of the Office of Management and Budget
8 who, after February 15, 2003, calculates, prepares, or ap-
9 proves any tabular or other material that proposes the
10 sub-allocation of budget authority or outlays by the Com-
11 mittees on Appropriations among their subcommittees.

12 ELECTRONIC GOVERNMENT FUND

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses in support of interagency
15 projects that enable the Federal Government to expand
16 its ability to conduct activities electronically, through the
17 development and implementation of innovative uses of the
18 Internet and other electronic methods \$5,000,000 to re-
19 main available until expended: *Provided*, That these funds
20 may be transferred to Federal agencies to carry out the
21 purposes of the Fund: *Provided further*, That this transfer
22 authority shall be in addition to any other transfer author-
23 ity provided in this Act: *Provided further*, That such trans-
24 fers may not be made until 10 days after a proposed
25 spending plan and justification for each project to be un-

1 dertaken has been submitted to the Committees on Appro-
2 priations.

3 ELECTION ADMINISTRATION REFORM AND
4 RELATED EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses for the implementation of
7 election administration reform, and related expenses,
8 \$200,000,000, to remain available until expended: *Pro-*
9 *vided*, That such amount shall not be available for obliga-
10 tion until the enactment of legislation that establishes pro-
11 grams for improving the administration of elections: *Pro-*
12 *vided further*, That, upon the enactment of such legisla-
13 tion, the Director of the Office of Management and Budg-
14 et shall transfer the specific amounts authorized, for the
15 purposes designated, to the Federal entities specified by
16 such legislation, and according to the provisions estab-
17 lished in H.R. 3295, as passed by the House of Represent-
18 atives on December 12, 2001: *Provided further*, That,
19 within 15 days of such transfers, the Director of the Office
20 of Management and Budget shall notify the Congress of
21 the amounts transferred to each authorized Federal entity:
22 *Provided further*, That the entities to which the amounts
23 are transferred shall use the amounts to carry out the ap-
24 plicable provisions of such legislation: *Provided further*,
25 That the transfer authority provided in this paragraph

1 shall be in addition to any other transfer authority pro-
2 vided in this or any other Act: *Provided further*, That the
3 Federal entities referred to in the second proviso shall es-
4 tablish a program under which the entity shall make a
5 one-time payment to the chief election authority of each
6 State which, on a Statewide basis, obtained optical scan
7 or electronic voting equipment for the administration of
8 elections for Federal office in the State prior to the regu-
9 larly scheduled general election for Federal office held in
10 November 2000: *Provided further*, That the amount of the
11 payment made with respect to a State under the program
12 under the previous proviso shall be equal to the costs in-
13 curred by the State in obtaining the optical scan or elec-
14 tronic voting equipment used to administer the most re-
15 cent regularly scheduled general election for Federal office
16 in the State, except that in no case may the amount of
17 the payment exceed \$6,000 per voting precinct in the
18 State at the time of the election: *Provided further*, That
19 total payments made under the program under the sixth
20 proviso shall not exceed \$23,000,000.

21 OFFICE OF NATIONAL DRUG CONTROL POLICY

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses of the Office of National
25 Drug Control Policy; for research activities pursuant to

1 the Office of National Drug Control Policy Reauthoriza-
2 tion Act of 1998 (21 U.S.C. 1701 et seq.); not to exceed
3 \$10,000 for official reception and representation expenses;
4 and for participation in joint projects or in the provision
5 of services on matters of mutual interest with nonprofit,
6 research, or public organizations or agencies, with or with-
7 out reimbursement, \$24,458,000; of which \$2,350,000
8 shall remain available until expended, consisting of
9 \$1,350,000 for policy research and evaluation, and
10 \$1,000,000 for the National Alliance for Model State
11 Drug Laws: *Provided*, That the Office is authorized to ac-
12 cept, hold, administer, and utilize gifts, both real and per-
13 sonal, public and private, without fiscal year limitation,
14 for the purpose of aiding or facilitating the work of the
15 Office: *Provided further*, That \$5,000,000 of these funds
16 shall not be obligated until the Director submits perform-
17 ance measures of effectiveness for the High Intensity
18 Drug Trafficking Areas program to the House Committee
19 on Appropriations: *Provided further*, That none of the
20 funds appropriated shall be used to submit a fiscal year
21 2004 budget request that is not supported by performance
22 measures of effectiveness data, including supporting jus-
23 tifications for each High Intensity Drug Trafficking Area
24 and an optimal spending allocation based on the same
25 measures.

1 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses for the Counterdrug Tech-
4 nology Assessment Center for research activities pursuant
5 to the Office of National Drug Control Policy Reauthor-
6 ization Act of 1998 (21 U.S.C. 1701 et seq.),
7 \$55,800,000, which shall remain available until expended,
8 consisting of \$26,064,000 for counternarcotics research
9 and development projects, and \$29,736,000 for the contin-
10 ued operation of the technology transfer program: *Pro-*
11 *vided*, That the \$26,064,000 for counternarcotics research
12 and development projects shall be available for transfer
13 to other Federal departments or agencies.

14 FEDERAL DRUG CONTROL PROGRAMS

15 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM
16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses of the Office of National
18 Drug Control Policy's High Intensity Drug Trafficking
19 Areas Program, \$246,350,000, for drug control activities
20 consistent with the approved strategy for each of the des-
21 ignated High Intensity Drug Trafficking Areas, of which
22 no less than 51 percent shall be transferred to State and
23 local entities for drug control activities, which shall be ob-
24 ligated within 120 days of the date of the enactment of
25 this Act: *Provided*, That up to 49 percent, to remain avail-

1 able until September 30, 2004, may be transferred to Fed-
2 eral agencies and departments at a rate to be determined
3 by the Director, of which not less than \$2,100,000 shall
4 be used for auditing services and associated activities, and
5 at least \$500,000 of the \$2,100,000 shall be used to de-
6 velop and implement a data collection system to measure
7 the performance of the High Intensity Drug Trafficking
8 Areas Program: *Provided further*, That High Intensity
9 Drug Trafficking Areas Programs designated as of Sep-
10 tember 30, 2002, shall be funded at no less than fiscal
11 year 2002 levels unless the Director submits to the Com-
12 mittees on Appropriations, and the Committees approve,
13 justification for changes in those levels based on clearly
14 articulated priorities for the High Intensity Drug Traf-
15 ficking Areas Programs, as well as published Office of Na-
16 tional Drug Control Policy performance measures of effec-
17 tiveness.

18 SPECIAL FORFEITURE FUND

19 (INCLUDING TRANSFER OF FUNDS)

20 For activities to support a national anti-drug cam-
21 paign for youth, and for other purposes, authorized by the
22 Office of National Drug Control Policy Reauthorization
23 Act of 1998 (21 U.S.C. 1701 et seq.), \$240,800,000, to
24 remain available until expended, of which the following
25 amounts are available as follows: \$170,000,000 to support

1 a national media campaign, as authorized by the Drug-
2 Free Media Campaign Act of 1998, including no less than
3 \$150,000,000 for media buys; \$60,000,000 for a program
4 of assistance and matching grants to local coalitions and
5 other activities, as authorized in chapter 2 of the National
6 Narcotic Leadership Act of 1988; \$6,000,000 for the
7 Counterdrug Intelligence Executive Secretariat;
8 \$2,000,000 for evaluations and research related to Na-
9 tional Drug Control Program performance measures;
10 \$1,000,000 for the National Drug Court Institute;
11 \$1,000,000 for the United States Anti-Doping Agency for
12 anti-doping activities; and \$800,000 for the United States
13 membership dues to the World Anti-Doping Agency: *Pro-*
14 *vided*, That such funds may be transferred to other Fed-
15 eral departments and agencies to carry out such activities.

16 UNANTICIPATED NEEDS

17 For expenses necessary to enable the President to
18 meet unanticipated needs, in furtherance of the national
19 interest, security, or defense which may arise at home or
20 abroad during the current fiscal year, as authorized by
21 3 U.S.C. 108, \$1,000,000.

22 This title may be cited as the “Executive Office Ap-
23 propriations Act, 2003”.

1 TITLE IV—INDEPENDENT AGENCIES
2 COMMITTEE FOR PURCHASE FROM PEOPLE
3 WHO ARE BLIND OR SEVERELY DISABLED
4 SALARIES AND EXPENSES

5 For necessary expenses of the Committee for Pur-
6 chase From People Who Are Blind or Severely Disabled
7 established by Public Law 92–28, \$4,629,000.

8 FEDERAL ELECTION COMMISSION
9 SALARIES AND EXPENSES

10 For necessary expenses to carry out the provisions
11 of the Federal Election Campaign Act of 1971,
12 \$49,426,000, of which no less than \$5,866,700 shall be
13 available for internal automated data processing systems,
14 and of which not to exceed \$5,000 shall be available for
15 reception and representation expenses.

16 FEDERAL LABOR RELATIONS AUTHORITY
17 SALARIES AND EXPENSES

18 For necessary expenses to carry out functions of the
19 Federal Labor Relations Authority, pursuant to Reorga-
20 nization Plan Numbered 2 of 1978, and the Civil Service
21 Reform Act of 1978, including services authorized by 5
22 U.S.C. 3109, and including hire of experts and consult-
23 ants, hire of passenger motor vehicles, and rental of con-
24 ference rooms in the District of Columbia and elsewhere,
25 \$28,677,000: *Provided*, That public members of the Fed-

1 eral Service Impasses Panel may be paid travel expenses
2 and per diem in lieu of subsistence as authorized by law
3 (5 U.S.C. 5703) for persons employed intermittently in
4 the Government service, and compensation as authorized
5 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
6 31 U.S.C. 3302, funds received from fees charged to non-
7 Federal participants at labor-management relations con-
8 ferences shall be credited to and merged with this account,
9 to be available without further appropriation for the costs
10 of carrying out these conferences.

11 GENERAL SERVICES ADMINISTRATION

12 REAL PROPERTY ACTIVITIES

13 FEDERAL BUILDINGS FUND

14 LIMITATIONS ON AVAILABILITY OF REVENUE

15 (INCLUDING TRANSFER OF FUNDS)

16 For an additional amount to be deposited in, and to
17 be used for the purposes of, the Fund established pursu-
18 ant to section 210(f) of the Federal Property and Admin-
19 istrative Services Act of 1949 (40 U.S.C. 490(f)),
20 \$325,711,000. The revenues and collections deposited into
21 the Fund shall be available for necessary expenses of real
22 property management and related activities not otherwise
23 provided for, including operation, maintenance, and pro-
24 tection of federally owned and leased buildings; rental of
25 buildings in the District of Columbia; restoration of leased
26 premises; moving governmental agencies (including space

1 adjustments and telecommunications relocation expenses)
2 in connection with the assignment, allocation and transfer
3 of space; contractual services incident to cleaning or serv-
4 icing buildings, and moving; repair and alteration of feder-
5 ally owned buildings including grounds, approaches and
6 appurtenances; care and safeguarding of sites; mainte-
7 nance, preservation, demolition, and equipment; acquisi-
8 tion of buildings and sites by purchase, condemnation, or
9 as otherwise authorized by law; acquisition of options to
10 purchase buildings and sites; conversion and extension of
11 federally owned buildings; preliminary planning and de-
12 sign of projects by contract or otherwise; construction of
13 new buildings (including equipment for such buildings);
14 and payment of principal, interest, and any other obliga-
15 tions for public buildings acquired by installment purchase
16 and purchase contract; in the aggregate amount of
17 \$6,961,930,000, of which: (1) \$646,385,000 shall remain
18 available until expended for construction (including funds
19 for sites and expenses and associated design and construc-
20 tion services) of additional projects at the following loca-
21 tions:

22 New Construction:

23 Arkansas:

24 Little Rock, United States Courthouse Annex,

25 \$77,154,000.

1 California:

2 San Diego, United States Courthouse Annex,
3 \$23,901,000.

4 District of Columbia:

5 Washington, Southeast Federal Center Site Re-
6 mediation, \$6,472,000.

7 Florida:

8 Fort Pierce, United States Courthouse,
9 \$2,744,000.

10 Iowa:

11 Cedar Rapids, United States Courthouse,
12 \$5,167,000.

13 Maine:

14 Jackman, Border Station, \$9,194,000.

15 Maryland:

16 Montgomery County, FDA consolidation,
17 \$45,500,000.

18 Suitland, National Oceanic and Atmospheric
19 Administration II, \$9,461,000.

20 Suitland, United States Census Bureau,
21 \$176,919,000.

22 Mississippi:

23 Jackson, United States Courthouse,
24 \$7,276,000.

25 Missouri:

1 Cape Girardeau, United States Courthouse,
2 \$49,311,000.

3 Montana:

4 Raymond, Border Station, \$7,753,000.

5 New York:

6 Brooklyn, United States Courthouse Annex—
7 GPO, \$39,500,000.

8 Champlain, Border Station, \$5,000,000.

9 Massena, Border Station, \$1,646,000.

10 New York, United States Mission to the United
11 Nations, \$57,053,000.

12 North Dakota:

13 Portal, Border Station, \$2,201,000.

14 Oregon:

15 Eugene, United States Courthouse,
16 \$77,374,000.

17 Tennessee:

18 Nashville, United States Courthouse,
19 \$7,095,000.

20 Texas:

21 Austin, United States Courthouse,
22 \$13,809,000.

23 Utah:

24 Salt Lake City, United States Courthouse,
25 \$6,018,000.

1 Washington:

2 Oroville, Border Station, \$6,572,000.

3 Nationwide:

4 Judgment Fund Repayment, \$3,012,000.

5 Nonprospectus Construction, \$6,253,000:

6 *Provided*, That funding for any project identified above
7 may be exceeded to the extent that savings are effected
8 in other such projects, but not to exceed 10 percent of
9 the amounts included in an approved prospectus, if re-
10 quired, unless advance approval is obtained from the Com-
11 mittees on Appropriations of a greater amount: *Provided*
12 *further*, That all funds for direct construction projects
13 shall expire on September 30, 2004, and remain in the
14 Federal Buildings Fund except for funds for projects as
15 to which funds for design or other funds have been obli-
16 gated in whole or in part prior to such date; (2)
17 \$978,529,000 shall remain available until expended for re-
18 pairs and alterations which includes associated design and
19 construction services: *Provided further*, That funds in the
20 Federal Buildings Fund for Repairs and Alterations shall,
21 for prospectus projects, be limited to the amount by
22 project, as follows, except each project may be increased
23 by an amount not to exceed 10 percent unless advance
24 approval is obtained from the Committees on Appropria-
25 tions of a greater amount:

1 Repairs and Alterations:
2 California:
3 Los Angeles, Federal Building, 300 North Los
4 Angeles Street, \$93,166,000.
5 San Francisco, Appraisers Building,
6 \$20,283,000.
7 Tecate, Tecate United States Border Station,
8 \$5,709,000.
9 Connecticut:
10 New Haven, Robert N. Gaimo Federal Build-
11 ing, \$18,507,000.
12 District of Columbia:
13 Federal Office Building 10A Garage,
14 \$5,454,000.
15 Harry S Truman Building (State), \$29,443,000
16 Illinois:
17 Chicago, United States Custom House,
18 \$9,000,000.
19 Iowa:
20 Davenport, Federal Building and United States
21 Courthouse, \$12,586,000.
22 Maryland:
23 Baltimore, Metro West, \$6,162,000.
24 Woodlawn, Operations Building, \$96,905,000.
25 Massachusetts:

1 Boston, John F. Kennedy Federal Building
2 Plaza, \$3,271,000.

3 Missouri:

4 Kansas City, Bannister Federal Complex,
5 Building 1, \$16,130,000.

6 Kansas City, Bannister Federal Complex,
7 Building 2, \$3,148,000.

8 New Hampshire:

9 Manchester, Norris Cotton Federal Building,
10 \$17,668,000.

11 Portsmouth, Thomas J. McIntyre Federal
12 Building, \$11,149,000.

13 New York:

14 New York, Jacob K. Javits Federal Building,
15 \$7,568,000.

16 Ohio:

17 Cleveland, Howard M. Metzenbaum United
18 States Courthouse, \$15,212,000.

19 Pennsylvania:

20 Pittsburgh, William S. Moorhead Federal
21 Building, \$68,793,000.

22 Texas:

23 Dallas, Earle Cabell Federal Building—Court-
24 house and Santa Fe Federal Building, \$16,394,000.

1 Fort Worth, Fritz Garland Lanham Federal
2 Building, \$15,249,000.

3 Washington:

4 Seattle, Henry M. Jackson Federal Building,
5 \$26,832,000.

6 Nationwide:

7 Chlorofluorocarbons Program, \$8,000,000.

8 Design Program, \$45,027,000.

9 Elevator Program, \$21,533,000.

10 Energy Program, \$8,000,000.

11 Glass Fragmentation Program, \$20,000,000.

12 Terrorism, \$10,000,000.

13 Basic Repairs and Alterations, \$367,340,000:

14 *Provided further*, That additional projects for which
15 prospectuses have been fully approved may be funded
16 under this category only if advance approval is obtained
17 from the Committees on Appropriations: *Provided further*,
18 That the amounts provided in this or any prior Act for
19 “Repairs and Alterations” may be used to fund costs asso-
20 ciated with implementing security improvements to build-
21 ings necessary to meet the minimum standards for secu-
22 rity in accordance with current law and in compliance with
23 the reprogramming guidelines of the appropriate Commit-
24 tees of the House and Senate: *Provided further*, That the
25 difference between the funds appropriated and expended

1 on any projects in this or any prior Act, under the heading
2 “Repairs and Alterations”, may be transferred to Basic
3 Repairs and Alterations or used to fund authorized in-
4 creases in prospectus projects: *Provided further*, That all
5 funds for repairs and alterations prospectus projects shall
6 expire on September 30, 2004, and remain in the Federal
7 Buildings Fund except funds for projects as to which
8 funds for design or other funds have been obligated in
9 whole or in part prior to such date: *Provided further*, That
10 the amount provided in this or any prior Act for Basic
11 Repairs and Alterations may be used to pay claims against
12 the Government arising from any projects under the head-
13 ing “Repairs and Alterations” or used to fund authorized
14 increases in prospectus projects; (3) \$178,960,000 for in-
15 stallment acquisition payments including payments on
16 purchase contracts which shall remain available until ex-
17 pended; (4) \$3,153,211,000 for rental of space which shall
18 remain available until expended; and (5) \$1,925,160,000
19 for building operations which shall remain available until
20 expended: *Provided further*, That funds available to the
21 General Services Administration shall not be available for
22 expenses of any construction, repair, alteration and acqui-
23 sition project for which a prospectus, if required by the
24 Public Buildings Act of 1959, has not been approved, ex-
25 cept that necessary funds may be expended for each

1 project for required expenses for the development of a pro-
2 posed prospectus: *Provided further*, That funds available
3 in the Federal Buildings Fund may be expended for emer-
4 gency repairs when advance approval is obtained from the
5 Committees on Appropriations: *Provided further*, That
6 amounts necessary to provide reimbursable special services
7 to other agencies under section 210(f)(6) of the Federal
8 Property and Administrative Services Act of 1949 (40
9 U.S.C. 490(f)(6)) and amounts to provide such reimburs-
10 able fencing, lighting, guard booths, and other facilities
11 on private or other property not in Government ownership
12 or control as may be appropriate to enable the United
13 States Secret Service to perform its protective functions
14 pursuant to 18 U.S.C. 3056, shall be available from such
15 revenues and collections: *Provided further*, That revenues
16 and collections and any other sums accruing to this Fund
17 during fiscal year 2003, excluding reimbursements under
18 section 210(f)(6) of the Federal Property and Administra-
19 tive Services Act of 1949 (40 U.S.C. 490(f)(6)) in excess
20 of \$6,961,930,000 shall remain in the Fund and shall not
21 be available for expenditure except as authorized in appro-
22 priations Acts.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General and services authorized by 5 U.S.C. 3109,
4 \$37,617,000: *Provided*, That not to exceed \$15,000 shall
5 be available for payment for information and detection of
6 fraud against the Government, including payment for re-
7 covery of stolen Government property: *Provided further*,
8 That not to exceed \$2,500 shall be available for awards
9 to employees of other Federal agencies and private citizens
10 in recognition of efforts and initiatives resulting in en-
11 hanced Office of Inspector General effectiveness.

12 ALLOWANCES AND OFFICE STAFF FOR FORMER

13 PRESIDENTS

14 (INCLUDING TRANSFER OF FUNDS)

15 For carrying out the provisions of the Act of August
16 25, 1958 (3 U.S.C. 102 note), and Public Law 95-138,
17 \$3,339,000: *Provided*, That the Administrator of General
18 Services shall transfer to the Secretary of the Treasury
19 such sums as may be necessary to carry out the provisions
20 of such Acts.

21 GENERAL SERVICES ADMINISTRATION—

22 GENERAL PROVISIONS

23 SEC. 401. The appropriate appropriation or fund
24 available to the General Services Administration shall be
25 credited with the cost of operation, protection, mainte-

1 nance, upkeep, repair, and improvement, included as part
2 of rentals received from Government corporations pursu-
3 ant to law (40 U.S.C. 129).

4 SEC. 402. Funds available to the General Services
5 Administration shall be available for the hire of passenger
6 motor vehicles.

7 SEC. 403. Funds in the Federal Buildings Fund
8 made available for fiscal year 2003 for Federal Buildings
9 Fund activities may be transferred between such activities
10 only to the extent necessary to meet program require-
11 ments: *Provided*, That any proposed transfers shall be ap-
12 proved in advance by the Committees on Appropriations.

13 SEC. 404. No funds made available by this Act shall
14 be used to transmit a fiscal year 2004 request for United
15 States Courthouse construction that: (1) does not meet
16 the design guide standards for construction as established
17 and approved by the General Services Administration, the
18 Judicial Conference of the United States, and the Office
19 of Management and Budget; and (2) does not reflect the
20 priorities of the Judicial Conference of the United States
21 as set out in its approved 5-year construction plan: *Pro-*
22 *vided*, That the fiscal year 2004 request must be accom-
23 panied by a standardized courtroom utilization study of
24 each facility to be constructed, replaced, or expanded.

1 SEC. 405. None of the funds provided in this Act may
2 be used to increase the amount of occupiable square feet,
3 provide cleaning services, security enhancements, or any
4 other service usually provided through the Federal Build-
5 ings Fund, to any agency that does not pay the rate per
6 square foot assessment for space and services as deter-
7 mined by the General Services Administration in compli-
8 ance with the Public Buildings Amendments Act of 1972
9 (Public Law 92–313).

10 SEC. 406. Funds provided to other Government agen-
11 cies by the Information Technology Fund, General Serv-
12 ices Administration, under section 110 of the Federal
13 Property and Administrative Services Act of 1949 (40
14 U.S.C. 757) and sections 5124(b) and 5128 of the
15 Clinger-Cohen Act of 1996 (40 U.S.C. 1424(b) and 1428),
16 for performance of pilot information technology projects
17 which have potential for Government-wide benefits and
18 savings, may be repaid to this Fund from any savings ac-
19 tually incurred by these projects or other funding, to the
20 extent feasible.

21 SEC. 407. From funds made available under the
22 heading “Federal Buildings Fund, Limitations on Avail-
23 ability of Revenue”, claims against the Government of less
24 than \$250,000 arising from direct construction projects
25 and acquisition of buildings may be liquidated from sav-

1 ings effected in other construction projects with prior noti-
2 fication to the Committees on Appropriations.

3 MERIT SYSTEMS PROTECTION BOARD

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses to carry out functions of the
7 Merit Systems Protection Board pursuant to Reorganiza-
8 tion Plan Numbered 2 of 1978 and the Civil Service Re-
9 form Act of 1978, including services as authorized by 5
10 U.S.C. 3109, rental of conference rooms in the District
11 of Columbia and elsewhere, hire of passenger motor vehi-
12 cles, and direct procurement of survey printing,
13 \$31,788,000 together with not to exceed \$2,594,000 for
14 administrative expenses to adjudicate retirement appeals
15 to be transferred from the Civil Service Retirement and
16 Disability Fund in amounts determined by the Merit Sys-
17 tems Protection Board.

18 MORRIS K. UDALL SCHOLARSHIP AND EXCEL-

19 LENCE IN NATIONAL ENVIRONMENTAL

20 POLICY FOUNDATION

21 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN

22 NATIONAL ENVIRONMENTAL POLICY TRUST FUND

23 For payment to the Morris K. Udall Scholarship and
24 Excellence in National Environmental Policy Trust Fund,
25 pursuant to the Morris K. Udall Scholarship and Excel-

1 lence in National Environmental and Native American
2 Public Policy Act of 1992 (20 U.S.C. 5601 et seq.),
3 \$1,996,000 to remain available until expended: *Provided*,
4 That up to 60 percent of such funds may be transferred
5 by the Morris K. Udall Scholarship and Excellence in Na-
6 tional Environmental Policy Foundation for the necessary
7 expenses of the Native Nations Institute.

8 ENVIRONMENTAL DISPUTE RESOLUTION FUND

9 For payment to the Environmental Dispute Resolu-
10 tion Fund to carry out activities authorized in the Envi-
11 ronmental Policy and Conflict Resolution Act of 1998,
12 \$1,309,000, to remain available until expended.

13 NATIONAL ARCHIVES AND RECORDS

14 ADMINISTRATION

15 OPERATING EXPENSES

16 For necessary expenses in connection with the admin-
17 istration of the National Archives (including the Informa-
18 tion Security Oversight Office) and archived Federal
19 records and related activities, as provided by law, and for
20 expenses necessary for the review and declassification of
21 documents, and for the hire of passenger motor vehicles,
22 \$249,731,000: *Provided*, That the Archivist of the United
23 States is authorized to use any excess funds available from
24 the amount borrowed for construction of the National Ar-
25 chives facility, for expenses necessary to provide adequate

1 storage for holdings: *Provided further*, That of the funds
2 made available, \$11,837,000 is for the electronic records
3 archive, \$10,137,000 of which shall be available until Sep-
4 tember 30, 2005: *Provided further*, That, of the funds pro-
5 vided in this paragraph, \$600,000 shall be for the preser-
6 vation of the records of the Freedmen's Bureau, as re-
7 quired by section 2910 of title 44, United States Code,
8 and as authorized by section 3 of the Freedmen's Bureau
9 Records Preservation Act of 2000 (Public Law 106-444).

10 REPAIRS AND RESTORATION

11 For the repair, alteration, and improvement of ar-
12 chives facilities, and to provide adequate storage for hold-
13 ings, \$10,458,000, to remain available until expended, of
14 which \$1,250,000 is for the Military Personnel Records
15 Center preliminary design studies, and \$3,250,000 is for
16 repairs to the Lyndon Baines Johnson Presidential Li-
17 brary Plaza.

18 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

19 COMMISSION

20 GRANTS PROGRAM

21 For necessary expenses for allocations and grants for
22 historical publications and records as authorized by 44
23 U.S.C. 2504, \$7,000,000, to remain available until ex-
24 pended.

1 OFFICE OF GOVERNMENT ETHICS

2 SALARIES AND EXPENSES

3 For necessary expenses to carry out functions of the
4 Office of Government Ethics pursuant to the Ethics in
5 Government Act of 1978 and the Ethics Reform Act of
6 1989, including services as authorized by 5 U.S.C. 3109,
7 rental of conference rooms in the District of Columbia and
8 elsewhere, hire of passenger motor vehicles, and not to ex-
9 ceed \$1,500 for official reception and representation ex-
10 penses, \$10,486,000.

11 OFFICE OF PERSONNEL MANAGEMENT

12 SALARIES AND EXPENSES

13 (INCLUDING TRANSFER OF TRUST FUNDS)

14 For necessary expenses to carry out functions of the
15 Office of Personnel Management pursuant to Reorganiza-
16 tion Plan Numbered 2 of 1978 and the Civil Service Re-
17 form Act of 1978, including services as authorized by 5
18 U.S.C. 3109; medical examinations performed for veterans
19 by private physicians on a fee basis; rental of conference
20 rooms in the District of Columbia and elsewhere; hire of
21 passenger motor vehicles; not to exceed \$2,500 for official
22 reception and representation expenses; advances for reim-
23 bursements to applicable funds of the Office of Personnel
24 Management and the Federal Bureau of Investigation for
25 expenses incurred under Executive Order No. 10422 of

1 January 9, 1953; and payment of per diem and/or subsist-
2 ence allowances to employees where Voting Rights Act ac-
3 tivities require an employee to remain overnight at his or
4 her post of duty, \$128,986,000, of which \$24,000,000
5 shall remain available until expended for the cost of the
6 Government-wide human resources data network project,
7 and \$2,500,000 shall remain available until expended for
8 the cost of leading the Government-wide initiative to mod-
9 ernize Federal payroll systems and service delivery; and
10 in addition \$120,791,000 for administrative expenses, to
11 be transferred from the appropriate trust funds of the Of-
12 fice of Personnel Management without regard to other
13 statutes, including direct procurement of printed mate-
14 rials, for the retirement and insurance programs, of which
15 \$27,640,000 shall remain available until expended for the
16 cost of automating the retirement recordkeeping systems:
17 *Provided*, That the provisions of this appropriation shall
18 not affect the authority to use applicable trust funds as
19 provided by sections 8348(a)(1)(B), 8909(g), and
20 9004(f)(1)(A) and (2)(A) of title 5, United States Code:
21 *Provided further*, That no part of this appropriation shall
22 be available for salaries and expenses of the Legal Exam-
23 ining Unit of the Office of Personnel Management estab-
24 lished pursuant to Executive Order No. 9358 of July 1,
25 1943, or any successor unit of like purpose: *Provided fur-*

1 *ther*, That the President's Commission on White House
2 Fellows, established by Executive Order No. 11183 of Oc-
3 tober 3, 1964, may, during fiscal year 2003, accept dona-
4 tions of money, property, and personal services in connec-
5 tion with the development of a publicity brochure to pro-
6 vide information about the White House Fellows, except
7 that no such donations shall be accepted for travel or re-
8 imbursement of travel expenses, or for the salaries of em-
9 ployees of such Commission.

10 OFFICE OF INSPECTOR GENERAL
11 SALARIES AND EXPENSES
12 (INCLUDING TRANSFER OF TRUST FUNDS)

13 For necessary expenses of the Office of Inspector
14 General in carrying out the provisions of the Inspector
15 General Act, including services as authorized by 5 U.S.C.
16 3109, hire of passenger motor vehicles, \$1,498,000; and
17 in addition, not to exceed \$10,766,000 for administrative
18 expenses to audit, investigate, and provide other oversight
19 of the Office of Personnel Management's retirement and
20 insurance programs, to be transferred from the appro-
21 priate trust funds of the Office of Personnel Management,
22 as determined by the Inspector General: *Provided*, That
23 the Inspector General is authorized to rent conference
24 rooms in the District of Columbia and elsewhere.

1 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES
2 HEALTH BENEFITS

3 For payment of Government contributions with re-
4 spect to retired employees, as authorized by chapter 89
5 of title 5, United States Code, and the Retired Federal
6 Employees Health Benefits Act (74 Stat. 849), such sums
7 as may be necessary.

8 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE
9 LIFE INSURANCE

10 For payment of Government contributions with re-
11 spect to employees retiring after December 31, 1989, as
12 required by chapter 87 of title 5, United States Code, such
13 sums as may be necessary.

14 PAYMENT TO CIVIL SERVICE RETIREMENT AND
15 DISABILITY FUND

16 For financing the unfunded liability of new and in-
17 creased annuity benefits becoming effective on or after Oc-
18 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-
19 nuities under special Acts to be credited to the Civil Serv-
20 ice Retirement and Disability Fund, such sums as may
21 be necessary: *Provided*, That annuities authorized by the
22 Act of May 29, 1944, and the Act of August 19, 1950
23 (33 U.S.C. 771–775), may hereafter be paid out of the
24 Civil Service Retirement and Disability Fund.

1 OFFICE OF SPECIAL COUNSEL

2 SALARIES AND EXPENSES

3 For necessary expenses to carry out functions of the
4 Office of Special Counsel pursuant to Reorganization Plan
5 Numbered 2 of 1978, the Civil Service Reform Act of
6 1978 (Public Law 95-454), the Whistleblower Protection
7 Act of 1989 (Public Law 101-12), Public Law 103-424,
8 and the Uniformed Services Employment and Reemploy-
9 ment Act of 1994 (Public Law 103-353), including serv-
10 ices as authorized by 5 U.S.C. 3109, payment of fees and
11 expenses for witnesses, rental of conference rooms in the
12 District of Columbia and elsewhere, and hire of passenger
13 motor vehicles; \$12,432,000.

14 UNITED STATES TAX COURT

15 SALARIES AND EXPENSES

16 For necessary expenses, including contract reporting
17 and other services as authorized by 5 U.S.C. 3109,
18 \$37,305,000: *Provided*, That travel expenses of the judges
19 shall be paid upon the written certificate of the judge.

20 WHITE HOUSE COMMISSION ON THE NATIONAL
21 MOMENT OF REMEMBRANCE

22 For necessary expenses of the White House Commis-
23 sion on the National Moment of Remembrance, as author-
24 ized by Public Law 106-579, \$250,000.

1 This title may be cited as the “Independent Agencies
2 Appropriations Act, 2003”.

3 TITLE V—GENERAL PROVISIONS

4 THIS ACT

5 SEC. 501. No part of any appropriation contained in
6 this Act shall remain available for obligation beyond the
7 current fiscal year unless expressly so provided herein.

8 SEC. 502. The expenditure of any appropriation
9 under this Act for any consulting service through procure-
10 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
11 to those contracts where such expenditures are a matter
12 of public record and available for public inspection, except
13 where otherwise provided under existing law, or under ex-
14 isting Executive order issued pursuant to existing law.

15 SEC. 503. None of the funds made available by this
16 Act shall be available for any activity or for paying the
17 salary of any Government employee where funding an ac-
18 tivity or paying a salary to a Government employee would
19 result in a decision, determination, rule, regulation, or pol-
20 icy that would prohibit the enforcement of section 307 of
21 the Tariff Act of 1930.

22 SEC. 504. None of the funds made available by this
23 Act shall be available for the purpose of transferring con-
24 trol over the Federal Law Enforcement Training Center

1 located at Glynco, Georgia, and Artesia, New Mexico, out
2 of the Department of the Treasury.

3 SEC. 505. No part of any appropriation contained in
4 this Act shall be available to pay the salary for any person
5 filling a position, other than a temporary position, for-
6 merly held by an employee who has left to enter the Armed
7 Forces of the United States and has satisfactorily com-
8 pleted his period of active military or naval service, and
9 has within 90 days after his release from such service or
10 from hospitalization continuing after discharge for a pe-
11 riod of not more than 1 year, made application for restora-
12 tion to his former position and has been certified by the
13 Office of Personnel Management as still qualified to per-
14 form the duties of his former position and has not been
15 restored thereto.

16 SEC. 506. No funds appropriated pursuant to this
17 Act may be expended by an entity unless the entity agrees
18 that in expending the assistance the entity will comply
19 with sections 2 through 4 of the Buy American Act (41
20 U.S.C. 10a–10c).

21 SEC. 507. (a) PURCHASE OF AMERICAN-MADE
22 EQUIPMENT AND PRODUCTS.—In the case of any equip-
23 ment or products that may be authorized to be purchased
24 with financial assistance provided under this Act, it is the
25 sense of the Congress that entities receiving such assist-

1 ance should, in expending the assistance, purchase only
2 American-made equipment and products.

3 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
4 providing financial assistance under this Act, the Sec-
5 retary of the Treasury shall provide to each recipient of
6 the assistance a notice describing the statement made in
7 subsection (a) by the Congress.

8 SEC. 508. If it has been finally determined by a court
9 or Federal agency that any person intentionally affixed a
10 label bearing a “Made in America” inscription, or any in-
11 scription with the same meaning, to any product sold in
12 or shipped to the United States that is not made in the
13 United States, such person shall be ineligible to receive
14 any contract or subcontract made with funds provided
15 pursuant to this Act, pursuant to the debarment, suspen-
16 sion, and ineligibility procedures described in sections
17 9.400 through 9.409 of title 48, Code of Federal Regula-
18 tions.

19 SEC. 509. No funds appropriated by this Act shall
20 be available to pay for an abortion, or the administrative
21 expenses in connection with any health plan under the
22 Federal employees health benefit program which provides
23 any benefits or coverage for abortions.

24 SEC. 510. The provision of section 509 shall not
25 apply where the life of the mother would be endangered

1 if the fetus were carried to term, or the pregnancy is the
2 result of an act of rape or incest.

3 SEC. 511. Except as otherwise specifically provided
4 by law, not to exceed 50 percent of unobligated balances
5 remaining available at the end of fiscal year 2002 from
6 appropriations made available for salaries and expenses
7 for fiscal year 2002 in this Act, shall remain available
8 through September 30, 2003, for each such account for
9 the purposes authorized: *Provided*, That a request shall
10 be submitted to the Committees on Appropriations for ap-
11 proval prior to the expenditure of such funds: *Provided*
12 *further*, That these requests shall be made in compliance
13 with reprogramming guidelines.

14 SEC. 512. None of the funds made available in this
15 Act may be used by the Executive Office of the President
16 to request from the Federal Bureau of Investigation any
17 official background investigation report on any individual,
18 except when—

19 (1) such individual has given his or her express
20 written consent for such request not more than 6
21 months prior to the date of such request and during
22 the same presidential administration; or

23 (2) such request is required due to extraor-
24 dinary circumstances involving national security.

1 SEC. 513. For the purpose of resolving litigation and
2 implementing any settlement agreements regarding the
3 nonforeign area cost-of-living allowance program, the Of-
4 fice of Personnel Management may accept and utilize
5 (without regard to any restriction on unanticipated travel
6 expenses imposed in an appropriations Act) funds made
7 available to the Office pursuant to court approval.

8 SEC. 514. No funds appropriated or otherwise made
9 available under this Act shall be made available to any
10 person or entity that has been convicted of violating the
11 Buy American Act (41 U.S.C. 10a–10c).

12 SEC. 515. None of the funds made available in this
13 Act may be transferred to any department, agency, or in-
14 strumentality of the United States Government, except
15 pursuant to a transfer made by, or transfer authority pro-
16 vided in, this Act or any other appropriations Act.

17 TITLE VI—GENERAL PROVISIONS

18 DEPARTMENTS, AGENCIES, AND CORPORATIONS

19 SEC. 601. Funds appropriated in this or any other
20 Act may be used to pay travel to the United States for
21 the immediate family of employees serving abroad in cases
22 of death or life threatening illness of said employee.

23 SEC. 602. No department, agency, or instrumentality
24 of the United States receiving appropriated funds under
25 this or any other Act for fiscal year 2003 shall obligate

1 or expend any such funds, unless such department, agen-
2 cy, or instrumentality has in place, and will continue to
3 administer in good faith, a written policy designed to en-
4 sure that all of its workplaces are free from the illegal
5 use, possession, or distribution of controlled substances
6 (as defined in the Controlled Substances Act) by the offi-
7 cers and employees of such department, agency, or instru-
8 mentality.

9 SEC. 603. Unless otherwise specifically provided, the
10 maximum amount allowable during the current fiscal year
11 in accordance with section 16 of the Act of August 2, 1946
12 (60 Stat. 810), for the purchase of any passenger motor
13 vehicle (exclusive of buses, ambulances, law enforcement,
14 and undercover surveillance vehicles), is hereby fixed at
15 \$8,100 except station wagons for which the maximum
16 shall be \$9,100: *Provided*, That these limits may be ex-
17 ceeded by not to exceed \$3,700 for police-type vehicles,
18 and by not to exceed \$4,000 for special heavy-duty vehi-
19 cles: *Provided further*, That the limits set forth in this sec-
20 tion may not be exceeded by more than 5 percent for elec-
21 tric or hybrid vehicles purchased for demonstration under
22 the provisions of the Electric and Hybrid Vehicle Re-
23 search, Development, and Demonstration Act of 1976:
24 *Provided further*, That the limits set forth in this section
25 may be exceeded by the incremental cost of clean alter-

1 native fuels vehicles acquired pursuant to Public Law
2 101–549 over the cost of comparable conventionally fueled
3 vehicles.

4 SEC. 604. Appropriations of the executive depart-
5 ments and independent establishments for the current fis-
6 cal year available for expenses of travel, or for the ex-
7 penses of the activity concerned, are hereby made available
8 for quarters allowances and cost-of-living allowances, in
9 accordance with 5 U.S.C. 5922–5924.

10 SEC. 605. Unless otherwise specified during the cur-
11 rent fiscal year, no part of any appropriation contained
12 in this or any other Act shall be used to pay the compensa-
13 tion of any officer or employee of the Government of the
14 United States (including any agency the majority of the
15 stock of which is owned by the Government of the United
16 States) whose post of duty is in the continental United
17 States unless such person: (1) is a citizen of the United
18 States; (2) is a person in the service of the United States
19 on the date of the enactment of this Act who, being eligible
20 for citizenship, has filed a declaration of intention to be-
21 come a citizen of the United States prior to such date and
22 is actually residing in the United States; (3) is a person
23 who owes allegiance to the United States; (4) is an alien
24 from Cuba, Poland, South Vietnam, the countries of the
25 former Soviet Union, or the Baltic countries lawfully ad-

1 mitted to the United States for permanent residence; (5)
2 is a South Vietnamese, Cambodian, or Laotian refugee pa-
3 roled in the United States after January 1, 1975; or (6)
4 is a national of the People's Republic of China who quali-
5 fies for adjustment of status pursuant to the Chinese Stu-
6 dent Protection Act of 1992: *Provided further*, That any
7 payment made to any officer or employee contrary to the
8 provisions of this section shall be recoverable in action by
9 the Federal Government. This section shall not apply to
10 citizens of Ireland, Israel, or the Republic of the Phil-
11ippines, or to nationals of those countries allied with the
12 United States in a current defense effort, or to inter-
13 national broadcasters employed by the United States In-
14 formation Agency, or to temporary employment of trans-
15 lators, or to temporary employment in the field service
16 (not to exceed 60 days) as a result of emergencies.

17 SEC. 606. Appropriations available to any depart-
18 ment or agency during the current fiscal year for nec-
19 essary expenses, including maintenance or operating ex-
20 penses, shall also be available for payment to the General
21 Services Administration for charges for space and services
22 and those expenses of renovation and alteration of build-
23 ings and facilities which constitute public improvements
24 performed in accordance with the Public Buildings Act of

1 1959 (73 Stat. 749), the Public Buildings Amendments
2 of 1972 (87 Stat. 216), or other applicable law.

3 SEC. 607. In addition to funds provided in this or
4 any other Act, all Federal agencies are authorized to re-
5 ceive and use funds resulting from the sale of materials,
6 including Federal records disposed of pursuant to a
7 records schedule recovered through recycling or waste pre-
8 vention programs. Such funds shall be available until ex-
9 pended for the following purposes:

10 (1) Acquisition, waste reduction and prevention,
11 and recycling programs as described in Executive
12 Order No. 13101 (September 14, 1998), including
13 any such programs adopted prior to the effective
14 date of the Executive order.

15 (2) Other Federal agency environmental man-
16 agement programs, including, but not limited to, the
17 development and implementation of hazardous waste
18 management and pollution prevention programs.

19 (3) Other employee programs as authorized by
20 law or as deemed appropriate by the head of the
21 Federal agency.

22 SEC. 608. Funds made available by this or any other
23 Act for administrative expenses in the current fiscal year
24 of the corporations and agencies subject to chapter 91 of
25 title 31, United States Code, shall be available, in addition

1 to objects for which such funds are otherwise available,
2 for rent in the District of Columbia; services in accordance
3 with 5 U.S.C. 3109; and the objects specified under this
4 head, all the provisions of which shall be applicable to the
5 expenditure of such funds unless otherwise specified in the
6 Act by which they are made available: *Provided*, That in
7 the event any functions budgeted as administrative ex-
8 penses are subsequently transferred to or paid from other
9 funds, the limitations on administrative expenses shall be
10 correspondingly reduced.

11 SEC. 609. No part of any appropriation for the cur-
12 rent fiscal year contained in this or any other Act shall
13 be paid to any person for the filling of any position for
14 which he or she has been nominated after the Senate has
15 voted not to approve the nomination of said person.

16 SEC. 610. No part of any appropriation contained in
17 this or any other Act shall be available for interagency
18 financing of boards (except Federal Executive Boards),
19 commissions, councils, committees, or similar groups
20 (whether or not they are interagency entities) which do
21 not have a prior and specific statutory approval to receive
22 financial support from more than one agency or instru-
23 mentality.

24 SEC. 611. Funds made available by this or any other
25 Act to the Postal Service Fund (39 U.S.C. 2003) shall

1 be available for employment of guards for all buildings and
2 areas owned or occupied by the Postal Service and under
3 the charge and control of the Postal Service, and such
4 guards shall have, with respect to such property, the pow-
5 ers of special policemen provided by the first section of
6 the Act of June 1, 1948 (62 Stat. 281; 40 U.S.C. 318),
7 and, as to property owned or occupied by the Postal Serv-
8 ice, the Postmaster General may take the same actions
9 as the Administrator of General Services may take under
10 the provisions of sections 2 and 3 of the Act of June 1,
11 1948 (62 Stat. 281; 40 U.S.C. 318a and 318b), attaching
12 thereto penal consequences under the authority and within
13 the limits provided in section 4 of the Act of June 1, 1948
14 (62 Stat. 281; 40 U.S.C. 318c).

15 SEC. 612. None of the funds made available pursuant
16 to the provisions of this Act shall be used to implement,
17 administer, or enforce any regulation which has been dis-
18 approved pursuant to a resolution of disapproval duly
19 adopted in accordance with the applicable law of the
20 United States.

21 SEC. 613. (a) Notwithstanding any other provision
22 of law, and except as otherwise provided in this section,
23 no part of any of the funds appropriated for fiscal year
24 2003, by this or any other Act, may be used to pay any

1 prevailing rate employee described in section
2 5342(a)(2)(A) of title 5, United States Code—

3 (1) during the period from the date of expira-
4 tion of the limitation imposed by section 613 of the
5 Treasury and General Government Appropriations
6 Act, 2002, until the normal effective date of the ap-
7 plicable wage survey adjustment that is to take ef-
8 fect in fiscal year 2003, in an amount that exceeds
9 the rate payable for the applicable grade and step of
10 the applicable wage schedule in accordance with
11 such section 613; and

12 (2) during the period consisting of the remain-
13 der of fiscal year 2003, in an amount that exceeds,
14 as a result of a wage survey adjustment, the rate
15 payable under paragraph (1) by more than the sum
16 of—

17 (A) the percentage adjustment taking ef-
18 fect in fiscal year 2003 under section 5303 of
19 title 5, United States Code, in the rates of pay
20 under the General Schedule; and

21 (B) the difference between the overall aver-
22 age percentage of the locality-based com-
23 parability payments taking effect in fiscal year
24 2003 under section 5304 of such title (whether
25 by adjustment or otherwise), and the overall av-

1 erage percentage of such payments which was
2 effective in fiscal year 2002 under such section.

3 (b) Notwithstanding any other provision of law, no
4 prevailing rate employee described in subparagraph (B) or
5 (C) of section 5342(a)(2) of title 5, United States Code,
6 and no employee covered by section 5348 of such title,
7 may be paid during the periods for which subsection (a)
8 is in effect at a rate that exceeds the rates that would
9 be payable under subsection (a) were subsection (a) appli-
10 cable to such employee.

11 (c) For the purposes of this section, the rates payable
12 to an employee who is covered by this section and who
13 is paid from a schedule not in existence on September 30,
14 2002, shall be determined under regulations prescribed by
15 the Office of Personnel Management.

16 (d) Notwithstanding any other provision of law, rates
17 of premium pay for employees subject to this section may
18 not be changed from the rates in effect on September 30,
19 2002, except to the extent determined by the Office of
20 Personnel Management to be consistent with the purpose
21 of this section.

22 (e) This section shall apply with respect to pay for
23 service performed after September 30, 2002.

24 (f) For the purpose of administering any provision
25 of law (including any rule or regulation that provides pre-

1 mium pay, retirement, life insurance, or any other em-
2 ployee benefit) that requires any deduction or contribu-
3 tion, or that imposes any requirement or limitation on the
4 basis of a rate of salary or basic pay, the rate of salary
5 or basic pay payable after the application of this section
6 shall be treated as the rate of salary or basic pay.

7 (g) Nothing in this section shall be considered to per-
8 mit or require the payment to any employee covered by
9 this section at a rate in excess of the rate that would be
10 payable were this section not in effect.

11 (h) The Office of Personnel Management may provide
12 for exceptions to the limitations imposed by this section
13 if the Office determines that such exceptions are necessary
14 to ensure the recruitment or retention of qualified employ-
15 ees.

16 SEC. 614. During the period in which the head of
17 any department or agency, or any other officer or civilian
18 employee of the Government appointed by the President
19 of the United States, holds office, no funds may be obli-
20 gated or expended in excess of \$5,000 to furnish or re-
21 decorate the office of such department head, agency head,
22 officer, or employee, or to purchase furniture or make im-
23 provements for any such office, unless advance notice of
24 such furnishing or redecoration is expressly approved by
25 the Committees on Appropriations. For the purposes of

1 this section, the term “office” shall include the entire suite
2 of offices assigned to the individual, as well as any other
3 space used primarily by the individual or the use of which
4 is directly controlled by the individual.

5 SEC. 615. Notwithstanding any other provision of
6 law, no executive branch agency shall purchase, construct,
7 and/or lease any additional facilities, except within or con-
8 tiguous to existing locations, to be used for the purpose
9 of conducting Federal law enforcement training without
10 the advance approval of the Committees on Appropria-
11 tions, except that the Federal Law Enforcement Training
12 Center is authorized to obtain the temporary use of addi-
13 tional facilities by lease, contract, or other agreement for
14 training which cannot be accommodated in existing Center
15 facilities.

16 SEC. 616. Notwithstanding section 1346 of title 31,
17 United States Code, or section 610 of this Act, funds
18 made available for the current fiscal year by this or any
19 other Act shall be available for the interagency funding
20 of national security and emergency preparedness tele-
21 communications initiatives which benefit multiple Federal
22 departments, agencies, or entities, as provided by Execu-
23 tive Order No. 12472 (April 3, 1984).

24 SEC. 617. (a) None of the funds appropriated by this
25 or any other Act may be obligated or expended by any

1 Federal department, agency, or other instrumentality for
2 the salaries or expenses of any employee appointed to a
3 position of a confidential or policy-determining character
4 excepted from the competitive service pursuant to section
5 3302 of title 5, United States Code, without a certification
6 to the Office of Personnel Management from the head of
7 the Federal department, agency, or other instrumentality
8 employing the Schedule C appointee that the Schedule C
9 position was not created solely or primarily in order to
10 detail the employee to the White House.

11 (b) The provisions of this section shall not apply to
12 Federal employees or members of the armed services de-
13 tailed to or from—

14 (1) the Central Intelligence Agency;

15 (2) the National Security Agency;

16 (3) the Defense Intelligence Agency;

17 (4) the offices within the Department of De-
18 fense for the collection of specialized national foreign
19 intelligence through reconnaissance programs;

20 (5) the Bureau of Intelligence and Research of
21 the Department of State;

22 (6) any agency, office, or unit of the Army,
23 Navy, Air Force, and Marine Corps, the Federal Bu-
24 reau of Investigation and the Drug Enforcement Ad-
25 ministration of the Department of Justice, the De-

1 department of Transportation, the Department of the
2 Treasury, and the Department of Energy per-
3 forming intelligence functions; and

4 (7) the Director of Central Intelligence.

5 SEC. 618. No department, agency, or instrumentality
6 of the United States receiving appropriated funds under
7 this or any other Act for the current fiscal year shall obli-
8 gate or expend any such funds, unless such department,
9 agency, or instrumentality has in place, and will continue
10 to administer in good faith, a written policy designed to
11 ensure that all of its workplaces are free from discrimina-
12 tion and sexual harassment and that all of its workplaces
13 are not in violation of title VII of the Civil Rights Act
14 of 1964, as amended, the Age Discrimination in Employ-
15 ment Act of 1967, and the Rehabilitation Act of 1973.

16 SEC. 619. None of the funds made available in this
17 Act for the United States Customs Service may be used
18 to allow—

19 (1) the importation into the United States of
20 any good, ware, article, or merchandise mined, pro-
21 duced, or manufactured by forced or indentured
22 child labor, as determined pursuant to section 307
23 of the Tariff Act of 1930 (19 U.S.C. 1307); or

24 (2) the release into the United States of any
25 good, ware, article, or merchandise on which the

1 United States Customs Service has in effect a deten-
2 tion order, pursuant to such section 307, on the
3 basis that the good, ware, article, or merchandise
4 may have been mined, produced, or manufactured by
5 forced or indentured child labor.

6 SEC. 620. No part of any appropriation contained in
7 this or any other Act shall be available for the payment
8 of the salary of any officer or employee of the Federal
9 Government, who—

10 (1) prohibits or prevents, or attempts or threat-
11 ens to prohibit or prevent, any other officer or em-
12 ployee of the Federal Government from having any
13 direct oral or written communication or contact with
14 any Member, committee, or subcommittee of the
15 Congress in connection with any matter pertaining
16 to the employment of such other officer or employee
17 or pertaining to the department or agency of such
18 other officer or employee in any way, irrespective of
19 whether such communication or contact is at the ini-
20 tiative of such other officer or employee or in re-
21 sponse to the request or inquiry of such Member,
22 committee, or subcommittee; or

23 (2) removes, suspends from duty without pay,
24 demotes, reduces in rank, seniority, status, pay, or
25 performance of efficiency rating, denies promotion

1 to, relocates, reassigns, transfers, disciplines, or dis-
2 criminates in regard to any employment right, enti-
3 tlement, or benefit, or any term or condition of em-
4 ployment of, any other officer or employee of the
5 Federal Government, or attempts or threatens to
6 commit any of the foregoing actions with respect to
7 such other officer or employee, by reason of any
8 communication or contact of such other officer or
9 employee with any Member, committee, or sub-
10 committee of the Congress as described in paragraph
11 (1).

12 SEC. 621. (a) None of the funds made available in
13 this or any other Act may be obligated or expended for
14 any employee training that—

15 (1) does not meet identified needs for knowl-
16 edge, skills, and abilities bearing directly upon the
17 performance of official duties;

18 (2) contains elements likely to induce high lev-
19 els of emotional response or psychological stress in
20 some participants;

21 (3) does not require prior employee notification
22 of the content and methods to be used in the train-
23 ing and written end of course evaluation;

24 (4) contains any methods or content associated
25 with religious or quasi-religious belief systems or

1 “new age” belief systems as defined in Equal Em-
2 ployment Opportunity Commission Notice N-
3 915.022, dated September 2, 1988; or

4 (5) is offensive to, or designed to change, par-
5 ticipants’ personal values or lifestyle outside the
6 workplace.

7 (b) Nothing in this section shall prohibit, restrict, or
8 otherwise preclude an agency from conducting training
9 bearing directly upon the performance of official duties.

10 SEC. 622. No funds appropriated in this or any other
11 Act may be used to implement or enforce the agreements
12 in Standard Forms 312 and 4414 of the Government or
13 any other nondisclosure policy, form, or agreement if such
14 policy, form, or agreement does not contain the following
15 provisions: “These restrictions are consistent with and do
16 not supersede, conflict with, or otherwise alter the em-
17 ployee obligations, rights, or liabilities created by Execu-
18 tive Order No. 12958; section 7211 of title 5, U.S.C. (gov-
19 erning disclosures to Congress); section 1034 of title 10,
20 United States Code, as amended by the Military Whistle-
21 blower Protection Act (governing disclosure to Congress
22 by members of the military); section 2302(b)(8) of title
23 5, United States Code, as amended by the Whistleblower
24 Protection Act (governing disclosures of illegality, waste,
25 fraud, abuse or public health or safety threats); the Intel-

1 ligence Identities Protection Act of 1982 (50 U.S.C. 421
2 et seq.) (governing disclosures that could expose confiden-
3 tial Government agents); and the statutes which protect
4 against disclosure that may compromise the national secu-
5 rity, including sections 641, 793, 794, 798, and 952 of
6 title 18, United States Code, and section 4(b) of the Sub-
7 versive Activities Act of 1950 (50 U.S.C. 783(b)). The
8 definitions, requirements, obligations, rights, sanctions,
9 and liabilities created by said Executive order and listed
10 statutes are incorporated into this agreement and are con-
11 trolling.”: *Provided*, That notwithstanding the preceding
12 paragraph, a nondisclosure policy form or agreement that
13 is to be executed by a person connected with the conduct
14 of an intelligence or intelligence-related activity, other
15 than an employee or officer of the United States Govern-
16 ment, may contain provisions appropriate to the particular
17 activity for which such document is to be used. Such form
18 or agreement shall, at a minimum, require that the person
19 will not disclose any classified information received in the
20 course of such activity unless specifically authorized to do
21 so by the United States Government. Such nondisclosure
22 forms shall also make it clear that they do not bar disclo-
23 sures to Congress or to an authorized official of an execu-
24 tive agency or the Department of Justice that are essential
25 to reporting a substantial violation of law.

1 SEC. 623. No part of any funds appropriated in this
2 or any other Act shall be used by an agency of the execu-
3 tive branch, other than for normal and recognized execu-
4 tive-legislative relationships, for publicity or propaganda
5 purposes, and for the preparation, distribution or use of
6 any kit, pamphlet, booklet, publication, radio, television or
7 film presentation designed to support or defeat legislation
8 pending before the Congress, except in presentation to the
9 Congress itself.

10 SEC. 624. None of the funds appropriated by this or
11 any other Act may be used by an agency to provide a Fed-
12 eral employee's home address to any labor organization
13 except when the employee has authorized such disclosure
14 or when such disclosure has been ordered by a court of
15 competent jurisdiction.

16 SEC. 625. None of the funds made available in this
17 Act or any other Act may be used to provide any non-
18 public information such as mailing or telephone lists to
19 any person or any organization outside of the Federal
20 Government without the approval of the Committees on
21 Appropriations.

22 SEC. 626. No part of any appropriation contained in
23 this or any other Act shall be used for publicity or propa-
24 ganda purposes within the United States not heretofore
25 authorized by the Congress.

1 SEC. 627. (a) In this section the term “agency”—

2 (1) means an Executive agency as defined
3 under section 105 of title 5, United States Code;

4 (2) includes a military department as defined
5 under section 102 of such title, the Postal Service,
6 and the Postal Rate Commission; and

7 (3) shall not include the General Accounting
8 Office.

9 (b) Unless authorized in accordance with law or regu-
10 lations to use such time for other purposes, an employee
11 of an agency shall use official time in an honest effort
12 to perform official duties. An employee not under a leave
13 system, including a Presidential appointee exempted under
14 section 6301(2) of title 5, United States Code, has an obli-
15 gation to expend an honest effort and a reasonable propor-
16 tion of such employee’s time in the performance of official
17 duties.

18 SEC. 628. Notwithstanding 31 U.S.C. 1346 and sec-
19 tion 610 of this Act, funds made available for the current
20 fiscal year by this or any other Act to any department
21 or agency, which is a member of the Joint Financial Man-
22 agement Improvement Program (JFMIP), shall be avail-
23 able to finance an appropriate share of JFMIP adminis-
24 trative costs, as determined by the JFMIP, but not to ex-

1 ceed a total of \$800,000 including the salary of the Execu-
2 tive Director and staff support.

3 SEC. 629. Notwithstanding 31 U.S.C. 1346 and sec-
4 tion 610 of this Act, the head of each Executive depart-
5 ment and agency is hereby authorized to transfer to or
6 reimburse the “Policy and Citizen Services” account, Gen-
7 eral Services Administration, with the approval of the Di-
8 rector of the Office of Management and Budget, funds
9 made available for the current fiscal year by this or any
10 other Act, including rebates from charge card and other
11 contracts. These funds shall be administered by the Ad-
12 ministrator of General Services to support Government-
13 wide financial, information technology, procurement, and
14 other management innovations, initiatives, and activities,
15 as approved by the Director of the Office of Management
16 and Budget, in consultation with the appropriate inter-
17 agency groups designated by the Director (including the
18 Chief Financial Officers Council and the Joint Financial
19 Management Improvement Program for financial manage-
20 ment initiatives, the Chief Information Officers Council
21 for information technology initiatives, and the Procure-
22 ment Executives Council for procurement initiatives). The
23 total funds transferred or reimbursed shall not exceed
24 \$17,000,000. Such transfers or reimbursements may only
25 be made 15 days following notification of the Committees

1 on Appropriations by the Director of the Office of Man-
2 agement and Budget.

3 SEC. 630. Notwithstanding any other provision of
4 law, a woman may breastfeed her child at any location
5 in a Federal building or on Federal property, if the woman
6 and her child are otherwise authorized to be present at
7 the location.

8 SEC. 631. Notwithstanding section 1346 of title 31,
9 United States Code, or section 610 of this Act, funds
10 made available for the current fiscal year by this or any
11 other Act shall be available for the interagency funding
12 of specific projects, workshops, studies, and similar efforts
13 to carry out the purposes of the National Science and
14 Technology Council (authorized by Executive Order No.
15 12881), which benefit multiple Federal departments,
16 agencies, or entities: *Provided*, That the Office of Manage-
17 ment and Budget shall provide a report describing the
18 budget of and resources connected with the National
19 Science and Technology Council to the Committees on Ap-
20 propriations, the House Committee on Science; and the
21 Senate Committee on Commerce, Science, and Transpor-
22 tation 90 days after enactment of this Act.

23 SEC. 632. Any request for proposals, solicitation,
24 grant application, form, notification, press release, or
25 other publications involving the distribution of Federal

1 funds shall indicate the agency providing the funds and
2 the amount provided. This provision shall apply to direct
3 payments, formula funds, and grants received by a State
4 receiving Federal funds.

5 SEC. 633. Section 403(f) of Public Law 103–356 (31
6 U.S.C. 501 note) is amended by striking “October 1,
7 2002” and inserting “October 1, 2003”.

8 SEC. 634. (a) PROHIBITION OF FEDERAL AGENCY
9 MONITORING OF PERSONAL INFORMATION ON USE OF
10 INTERNET.—None of the funds made available in this or
11 any other Act may be used by any Federal agency—

12 (1) to collect, review, or create any aggregate
13 list, derived from any means, that includes the col-
14 lection of any personally identifiable information re-
15 lating to an individual’s access to or use of any Fed-
16 eral Government Internet site of the agency; or

17 (2) to enter into any agreement with a third
18 party (including another government agency) to col-
19 lect, review, or obtain any aggregate list, derived
20 from any means, that includes the collection of any
21 personally identifiable information relating to an in-
22 dividual’s access to or use of any nongovernmental
23 Internet site.

24 (b) EXCEPTIONS.—The limitations established in
25 subsection (a) shall not apply to—

1 (1) any record of aggregate data that does not
2 identify particular persons;

3 (2) any voluntary submission of personally iden-
4 tifiable information;

5 (3) any action taken for law enforcement, regu-
6 latory, or supervisory purposes, in accordance with
7 applicable law; or

8 (4) any action described in subsection (a)(1)
9 that is a system security action taken by the oper-
10 ator of an Internet site and is necessarily incident
11 to the rendition of the Internet site services or to the
12 protection of the rights or property of the provider
13 of the Internet site.

14 (c) DEFINITIONS.—For the purposes of this section:

15 (1) The term “regulatory” means agency ac-
16 tions to implement, interpret or enforce authorities
17 provided in law.

18 (2) The term “supervisory” means examina-
19 tions of the agency’s supervised institutions, includ-
20 ing assessing safety and soundness, overall financial
21 condition, management practices and policies and
22 compliance with applicable standards as provided in
23 law.

24 SEC. 635. (a) None of the funds appropriated by this
25 Act may be used to enter into or renew a contract which

1 includes a provision providing prescription drug coverage,
2 except where the contract also includes a provision for con-
3 traceptive coverage.

4 (b) Nothing in this section shall apply to a contract
5 with—

6 (1) any of the following religious plans:

7 (A) Personal Care’s HMO; and

8 (B) OSF Health Plans, Inc.; and

9 (2) any existing or future plan, if the carrier
10 for the plan objects to such coverage on the basis of
11 religious beliefs.

12 (c) In implementing this section, any plan that enters
13 into or renews a contract under this section may not sub-
14 ject any individual to discrimination on the basis that the
15 individual refuses to prescribe or otherwise provide for
16 contraceptives because such activities would be contrary
17 to the individual’s religious beliefs or moral convictions.

18 (d) Nothing in this section shall be construed to re-
19 quire coverage of abortion or abortion-related services.

20 SEC. 636. The Congress of the United States recog-
21 nizes the United States Anti-Doping Agency (USADA) as
22 the official anti-doping agency for Olympic, Pan Amer-
23 ican, and Paralympic sport in the United States.

24 SEC. 637. Not later than 6 months after the date of
25 enactment of this Act, the Inspector General of each appli-

1 cable department or agency shall submit to the Committee
2 on Appropriations a report detailing what policies and pro-
3 cedures are in place for each department or agency to give
4 first priority to the location of new offices and other facili-
5 ties in rural areas, as directed by the Rural Development
6 Act of 1972.

7 SEC. 638. Section 7131 of title 5, United States
8 Code, is amended by adding at the end the following:

9 “(e)(1) Each agency shall submit to each House of
10 the Congress, the Office of Personnel Management, and
11 the Office of Management and Budget, at the time the
12 budget is submitted by the President to the Congress in
13 each calendar year, a report on the use of official time
14 within such agency during the fiscal year last ending be-
15 fore the date of the report’s submission.

16 “(2) Each such report shall include, with respect to
17 the fiscal year to which it pertains—

18 “(A) the number of hours of official time that
19 employees spent on labor organization activities;

20 “(B) the number of employees who used official
21 time for labor organization activities;

22 “(C) the number of employees who spent 100
23 percent of their time on labor organization activities;

24 “(D) the dollar value of the official time spent
25 on labor organization activities;

1 “(E) the dollar value of the office space, equip-
2 ment, telephone use, and supplies provided to em-
3 ployees using official time for labor organization ac-
4 tivities; and

5 “(F) the benefits and disadvantages of using of-
6 ficial time for labor organization activities.”.

7 SEC. 639. (a) ANNUAL IDENTIFICATION OF SUSCEP-
8 TIBLE PROGRAMS AND ACTIVITIES SUSCEPTIBLE TO IM-
9 PROPER PAYMENTS.—The head of each agency shall, in
10 accordance with guidance prescribed by the Director of the
11 Office of Management and Budget, annually review all
12 programs and activities that it administers and identify
13 all such programs and activities that may be susceptible
14 to significant improper payments.

15 (b) ESTIMATION OF IMPROPER PAYMENTS.—With
16 respect to each program and activity identified under sub-
17 section (a), the head of the agency concerned shall—

18 (1) estimate the annual amount of improper
19 payments; and

20 (2) include that estimate in its annual budget
21 submission.

22 (c) REPORTS ON ACTIONS TO REDUCE IMPROPER
23 PAYMENTS.—With respect to any program or activity of
24 an agency with estimated improper payments under sub-
25 section (b) that exceed 1 percent of the total program or

1 activity budget or \$1,000,000 annually (whichever is less),
2 the head of the agency shall provide with the estimate
3 under subsection (b) a report on what actions the agency
4 is taking to reduce the improper payments, including—

5 (1) a statement of whether the agency has the
6 information systems and other infrastructure it
7 needs in order to reduce improper payments to mini-
8 mal cost-effective levels;

9 (2) if the agency does not have such systems
10 and infrastructure, a description of the resources the
11 agency has requested in its budget submission to ob-
12 tain the necessary information systems and infra-
13 structure; and

14 (3) a description of the steps the agency has
15 taken to ensure that agency managers (including the
16 agency head) are held accountable for reducing im-
17 proper payments.

18 (d) DEFINITIONS.—For the purposes of this section:

19 (1) AGENCY.—The term “agency” means an
20 executive agency, as that term is defined in section
21 102 of title 31, United States Code.

22 (2) IMPROPER PAYMENT.—The term “improper
23 payment”—

24 (A) means any payment that should not
25 have been made or that was made in an incor-

1 rect amount (including overpayments and un-
2 derpayments) under statutory, contractual, ad-
3 ministrative, or other legally applicable require-
4 ments; and

5 (B) includes any payment to an ineligible
6 recipient, any payment for an ineligible service,
7 any duplicate payment, payments for services
8 not received, and any payment that does not ac-
9 count for credit for applicable discounts.

10 (3) PAYMENT.—The term “payment” means
11 any payment (including a commitment for future
12 payment, such as a loan guarantee) that is—

13 (A) made by a Federal agency, a Federal
14 contractor, or a governmental or other organi-
15 zation administering a Federal program or ac-
16 tivity; and

17 (B) derived from Federal funds or other
18 Federal resources or that will be reimbursed
19 from Federal funds or other Federal resources.

20 (e) APPLICATION.—This section—

21 (1) applies with respect to the administration of
22 programs, and improper payments under programs,
23 in fiscal years after fiscal year 2002; and

1 (2) requires the inclusion of estimates under
2 subsection (b)(2) only in annual budget submissions
3 for fiscal years after fiscal year 2003.

4 (f) GUIDANCE BY THE OFFICE OF MANAGEMENT
5 AND BUDGET.—The Director of the Office of Manage-
6 ment and Budget shall prescribe guidance to implement
7 the requirements of this section.

8 SEC. 640. (a) Notwithstanding paragraph (17) of
9 subsection (a) of the Policemen and Firemen’s Retirement
10 and Disability Act (sec. 5–701(17), D.C. Official Code)
11 or any other provision of such Act to the contrary, for
12 purposes of determining the amount of any annuity re-
13 quired to be paid under such Act with respect to an officer
14 or member of the United States Secret Service who retired
15 during fiscal year 1995, the officer’s or member’s average
16 pay shall be the officer’s or member’s basic salary at the
17 time of retirement.

18 (b) Subsection (a) shall apply with respect to any an-
19 nuity paid—

20 (1) during fiscal year 1995 or any succeeding
21 fiscal year, in the case of a survivor’s annuity paid
22 with respect to an officer or member of the United
23 States Secret Service described in such subsection;
24 or

1 (2) during fiscal year 2003 or any succeeding
2 fiscal year, in the case of any other annuity paid
3 with respect to an officer or member of the United
4 States Secret Service described in such subsection.

5 SEC. 641. Section 902(b) of the Law Enforcement
6 Pay Equity Act of 2000 (as enacted into law by Public
7 Law 106–554), shall cease to be effective on January 1,
8 2003.

9 SEC. 642. No funds appropriated under this Act or
10 any other Act with respect to any fiscal year shall be avail-
11 able to take any action based upon any provision of 5
12 U.S.C. 552 with respect to records collected or maintained
13 by the Secretary of the Treasury or his delegate pursuant
14 to 18 U.S.C. 846(b), 923(g)(3) or 923(g)(7), or obtained
15 by the Secretary or delegate from Federal, State, local,
16 or foreign law enforcement agencies in connection with
17 arson or explosives incidents or the tracing of a firearm,
18 except that the Secretary or delegate may continue to dis-
19 close such records to the extent and in the manner that
20 records so collected, maintained, or obtained have been
21 disclosed by the Secretary or delegate under 5 U.S.C. 552
22 prior to the date of the enactment of this Act.

23 SEC. 643. (a) The adjustment in rates of basic pay
24 for the statutory pay systems that takes effect in fiscal

1 year 2003 under sections 5303 and 5304 of title 5, United
2 States Code, shall be an increase of 4.1 percent.

3 (b) Funds used to carry out this section shall be paid
4 from appropriations which are made to each applicable de-
5 partment or agency for salaries and expenses for fiscal
6 year 2003.

7 SEC. 644. (a) Section 9505(d) of title 5, United
8 States Code, is amended by striking the second sentence
9 and inserting the following: “Such amount may not exceed
10 the maximum amount which would be allowable under
11 paragraph (3) of section 5384(b) if such paragraph were
12 applied by substituting ‘the Internal Revenue Service’ for
13 ‘an agency’.”.

14 (b) The amendment made by subsection (a) shall
15 apply with respect to fiscal years beginning after Sep-
16 tember 30, 2002.

17 SEC. 645. None of the funds made available in this
18 Act may be used to finalize, implement, administer, or
19 enforce—

20 (1) the proposed rule relating to the determina-
21 tion that real estate brokerage is an activity that is
22 financial in nature or incidental to a financial activ-
23 ity published in the Federal Register on January 3,
24 2001 (66 Fed. Reg. 307 et seq.); or

1 (2) the revision proposed in such rule to section
2 1501.2 of title 12 of the Code of Federal Regula-
3 tions.

4 SEC. 646. None of the funds made available in this
5 Act may be used to implement any sanction imposed by
6 the United States on private commercial sales of agricul-
7 tural commodities (as defined in section 402 of the Agri-
8 cultural Trade Development and Assistance Act of 1954)
9 or medicine or medical supplies (within the meaning of
10 section 1705(c) of the Cuban Democracy Act of 1992) to
11 Cuba (other than a sanction imposed pursuant to agree-
12 ment with one or more other countries).

13 SEC. 647. (a) None of the funds made available in
14 this Act may be used to administer or enforce part 515
15 of title 31, Code of Federal Regulations (the Cuban Assets
16 Control Regulations) with respect to any travel or travel-
17 related transaction.

18 (b) The limitation established in subsection (a) shall
19 not apply to the issuance of general or specific licenses
20 for travel or travel-related transactions, and shall not
21 apply to transactions in relation to any business travel
22 covered by section 515.560(g) of such part 515.

23 SEC. 648. None of the funds made available in this
24 Act may be used to enforce any restriction on remittances
25 to nationals of Cuba covered by section 515.570(a)(1)(i),

1 (a)(2), (b)(1)(i), or (b)(2) of title 31, Code of Federal Reg-
2 ulations.

3 SEC. 649. None of the funds made available in this
4 Act under the heading “Special Forfeiture Fund (Includ-
5 ing transfer of funds)” to support a national media cam-
6 paign shall be used to pay any amount pursuant to con-
7 tract number N00600–02–C–0123.

8 SEC. 650. None of the funds made available in this
9 Act may be used by an executive agency to establish,
10 apply, or enforce any numerical goal, target, or quota for
11 subjecting the employees of the agency to public—private
12 competitions or converting such employees or the work
13 performed by such employees to private contractor per-
14 formance under Office of Management and Budget Cir-
15 cular A–76 or any other administrative regulation, direc-
16 tive, or policy.

17 SEC. 651. None of the funds appropriated by this Act
18 may be used by the Internal Revenue Service for any activ-
19 ity that is in contravention of Internal Revenue Service
20 Notice 96–8 issued on January 18, 1996, section
21 411(b)(1)(H)(i) or section 411(d)(6) of the Internal Rev-
22 enue Code of 1986, section 204(b)(1)(G) or
23 204(b)(1)(H)(i) of the Employee Retirement Income Secu-
24 rity Act of 1974, or section 4(i)(1)(A) of the Age Discrimi-
25 nation in Employment Act of 1967.

Calendar No. 517

107TH CONGRESS
2^D SESSION

H. R. 5120

AN ACT

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 2003, and for other purposes.

JULY 25, 2002

Received; read twice and placed on the calendar